

CITY COUNCIL PROCEEDINGS

DECEMBER 14, 1999

MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, December 14, 1999
 Tuesday, 9:05 A.M.

The City Council met in regular session with Mayor Knight in the Chair. Council Members Cole, Gale, Lambke, Martz, Pisciotte, Rogers; present.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

The invocation was given by Rev. Patrick Notley, Associate Pastor, First Presbyterian Church.

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

Minutes -- approved The minutes of the regular meeting of December 7, 1999, were approved 6 to 0. (Gale absent)

AWARDS AND PRESENTATIONS

RECOGNITION The Wichita Police Department was recognized for participation in America's Night Out Against Crime.

YOUTH SERVICE Wichita's Promise Youth were recognized.

PROCLAMATIONS Proclamations previously approved were presented.

COURT JUDGE OATH The Oath of Office for Municipal Court Judge was administered to Jennifer Lind-Spahn by District Court Judge Owen Clark.

UNFINISHED BUSINESS

NUDITY ORDINANCES **PUBLIC NUDITY ORDINANCES.**
 (Continued from December 7, 1999)

Mayor Knight Mayor Knight inquired whether anyone wished to be heard.

Mike Jan Mike Jan, area representative for the Naturists Society of Kansas, said the ordinance would possibly hinder naturists from being able to rent facilities and participate in clothes-free activities.

Linda Bemis Linda Bemis, Executive Director of Episcopal Services, said the ordinance would help promote good quality of life.

Mayor Knight Mayor Knight said it is a valid function of government to limit behavior.

Council Member Rogers Council Member Rogers expressed concern about the ordinance being gender discriminatory when a man can cut grass without a shirt on and his wife cannot.

There are enough ordinances on the books. The problem could be handled with overlay districts through zoning.

Motion -- carried Knight moved that the Ordinances be adopted. Motion carried 6 to 1. Rogers - No.

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ORDINANCE NO. 44-447

An Ordinance creating Sections 5.68.230, 5.68.240, 2.58.250, 5.28.260, 5.28.270 and 5.28.280 of the Code of the City of Wichita, Kansas, pertaining to public nudity, read for the second time. Pisciotte moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 1. Yeas: Cole, Lambke, Martz, Pisciotte, Knight. Nays: Rogers.

ORDINANCE NO. 44-448

An Ordinance repealing Chapter 3.06 of the Code of the City of Wichita, Kansas, pertaining to erotic dance studios, read for the second time. Pisciotte moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 1. Yeas: Cole, Lambke, Martz, Pisciotte, Knight. Nays: Rogers.

ORDINANCE NO. 44-449

An Ordinance repealing Chapter 4.04.080 of the Code of the City of Wichita, Kansas, pertaining to prohibited conduct, read for the second time. Pisciotte moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 1. Yeas: Cole, Lambke, Martz, Pisciotte, Knight. Nays: Rogers.

(The Council proceeded to take up the time-certain Item: District Advisory Boards. Action is shown in Agenda Order.)

(Item No. 2)
Z-3334

(Council Members Gale, Pisciotte; absent)

Z-3334 - ZONE CHANGE FROM "B" MULTI-FAMILY TO "GC" GENERAL COMMERCIAL; AND DP-132 #1 AMENDMENT TO THE VIA CHRISTI - ST. FRANCIS REGIONAL MEDICAL CENTER COMMERCIAL CUP, LOCATED ON THE NORTHEAST CORNER OF MURDOCK AND TOPEKA.
(District VI) (Continued from October 12, 1999)

Chris Cherches

City Manager reviewed the Item.

Agenda Report No. 99-1262.

MAPC Recommendation: Approve, subject to conditions (12-0).
Staff Recommendation: Approve, subject to conditions.
CPO Recommendation: Approve, subject to MAPD staff comments (5-0).

This matter was deferred on October 12, 1999, due to an issue between the applicant and another party with a long-term leasehold interest in a portion of the Via Christi-St. Francis Regional Medical Center Commercial C.U.P. This party has advised Staff that the issue has been resolved and has requested that we proceed in processing the request.

The applicant proposes to revise the St. Francis Regional Medical Center Commercial C.U.P. by incorporating four small areas abutting the current boundaries of the C.U.P., and rezoning two small areas from "B" Multi-family to "GC" General Commercial. As proposed, the amendment would clean up the perimeter of the C.U.P. but maintain the boundaries of the medical complex within its current domain defined by Murdock on the south, Topeka on the west, 10th Street on the north, and Santa Fe Avenue on the east. A minor aspect of the amendment would be to rename the C.U.P. as Via Christi Regional Medical Center, Inc. St. Francis Campus to reflect the name adopted by St. Francis Hospital after its merger with St. Joseph Hospital. The rezoning request would unify the zoning district classification of the entire C.U.P. as "GC" General Commercial. The uses allowed by the C.U.P. have not changed.

Small changes are proposed for each parcel in the C.U.P. Parcel One would increase from 30.4 acres to 30.6 acres, primarily by addition of a small tract adjacent to the southwest corner of the existing Parcel One boundary. This tract is developed as a parking area next to Heritage Plaza.

Parcel Two would increase from 2.0 acres to 5.6 acres. The additional area includes right-of-way of Emporia Avenue, which the applicant is seeking to be vacated as part of a replat of the area, and inclusion of a triangular piece of land between Emporia, Topeka, and Murdock currently being used as a parking lot. A strip of this parking lot is zoned "B" Multi-Family. The final addition to Parcel Two would be a tract of land located adjacent to the north of the current parcel boundary. This tract is approximately 0.5 acre in size. It was previously occupied by two residences and is zoned "B" Multi-Family. The zoning change request would affect this tract, as well as the strip of the existing parking lot by bringing the entire parcel into the "GC" General Commercial district. The

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reconfiguration would also make Parcel One and Parcel Two contiguous, which would eliminate the requirement of the current C.U.P. for a screening wall between the parcels and the tract previously occupied by the two residences. The number of buildings permitted would be increased from three buildings to four buildings; the maximum building coverage remains at 30 percent, but shows an increase in the amount of square footage this would allow since the parcel size increases from 2.0 to 5.6 acres.

Parcel Three changes primarily due to inclusion of right-of-way from a portion of St. Francis Street previously vacated and a dedication of right-of-way to Santa Fe Avenue. The net change in Parcel Three would be an increase from 1.7 acres to 2.7 acres.

The impetus for requesting the amendment and zone change is due to plans underway to update the circulation pattern and building configuration within the medical complex. One proposed project is the construction of a new medical facility on Parcel Two. The footprint of the new building would encompass a portion of the existing right-of-way of Emporia Avenue, where Emporia Avenue follows a diagonal path north of Murdock to connect with Topeka. This project would necessitate a vacation of the diagonal connection of Emporia Avenue between Murdock and Topeka, as well as a related request to make the block of Topeka between Murdock and Emporia Avenue a two-way street. As previously stated, the request for the vacation will be done in conjunction with a replat of the area. The request to reroute the traffic has been heard and recommended for approval by the Traffic Engineer, the Traffic Commission and CPO (6).

Currently, a remodeling project is underway to move the entrance for emergency vehicles to the west of the main entrance of the hospital. As a result of this change, the northern segment of Emporia Circle will be vacated.

Other projects in previous years have included construction of the parking garage along Santa Fe and a concomitant realignment of the circulation pattern. At that time, the St. Francis-Santa Fe right-of-way diagonal connection between Murdock and Santa Fe was vacated, and new right-of-way for Santa Fe connecting directly southward to Murdock was dedicated to alter the circulation pattern. The effect of that vacation, plus the anticipated vacation of Emporia Avenue, is to keep public right-of-way following the perimeter streets of Murdock, Topeka, 10h and Santa Fe. Internal circulation within the medical complex is via private drives maintained by Via Christi.

The surrounding land uses beyond the super-block comprising Via Christi includes a mix of moderate density residential, commercial and office uses, industrial activities, and some of the most significant historic housing areas in Wichita. An apartment complex, a hotel, medical offices and parking lots are located on the western side of the hospital complex in the blocks lying between Topeka and Broadway. A nursing home located in an inset area between Parcel One and Parcel Two is the last remaining use not part of the Via Christi complex located within the super-block of the campus. On the eastern side of the campus, there is the railroad line, and beyond the railroad line, the property is zoned "LI" Limited Industrial and used for industrial purposes.

The North Topeka Avenue-Emporia Avenue Historic District and the North Topeka Avenue-10th Street Historic District are located to the north of the Via Christi-St. Francis Campus. To the south, there are also older houses, although a substantial portion of the first block south of Murdock has been converted to parking lots for Via Christi employees. The continuing expansion of these lots to the south is not part of this request, but represents a potential threat to the long-term prospects for redevelopment of the area between Murdock and Central, currently being planned by a consultant with community input. A well-designed parking lot with strong edges, perhaps with walls or fencing and landscaping, could help mitigate this effect; parking garages would be even more effective at providing an edge to the expansion of the medical complex, conserving land for other uses, and giving a sense of density that encourages continued viability of the neighborhood.

At the CPO(6) meeting held September 15, 1999, there was no citizens present to speak. Mr. Robert Copple, Director of Facilities Management for Via Christi, described the request.

At the MAPC meeting held September 16, 1999, one planning commissioner expressed concern about vacating the existing streets. Staff indicated that the recommendation for vacation of the streets was due to having a general development proposal for the entire CUP and that it is held as a unified tract. It was requested by the applicant, and recommended by staff, that the condition related to replatting of the property be altered to only require replatting of Parcel 2.

The Ordinance will be forwarded to the City Council with the Plat.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

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Motion --

Cole moved that the Council concur with the findings of the MAPC and approve the Via Christi - St. Francis Regional Medical Center Commercial C.U.P. and the zone change, subject to conditions, and subject to the condition of platting within one year. Motion carried 5 to 0. Gale, Pisciotte; absent.

-- carried

NEW BUSINESS

IMPROVE MEAD

PETITION TO IMPROVE MEAD, FROM DOUGLAS TO FIRST STREET. (District VI)

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 99-1263.

On August 26, 1997, the City Council approved a petition to improve Mead, from Douglas to First Street in Old Town. An attempt to award a construction contract within the budget set by the Petition was not successful. A new Petition with an increased budget has been submitted. The signatures on the new Petition represent 7 of 11(63.6%) resident owners and 76.9% of the improvement district.

Mead will be reconstructed with the existing brick pavers. Parking areas will be paved with concrete and the remaining sidewalk areas will be landscaped and surfaced with decorative brick or brick-like pavers.

The original Petition totaled \$430,000. The new Petition totals \$950,000. Both Petitions provide that the cost be paid 50% by the improvement district and 50% by the City. City property within the improvement district will be assessed an estimated \$57,940. The total estimated City share is \$532,940. The funding source is General Obligation Bonds. The Capital Improvement Program (CIP) includes \$215,000 for the project. The balance of the City share can be paid by under-expenditures within the CIP.

Council Member Pisciotte present.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Cole moved that the Petition be approved and the Resolution be adopted. Motion carried 6 to 0. (Gale absent)

RESOLUTION NO. R-99-472

Resolution of findings of advisability and Resolution authorizing improving of Mead, from the north line of Douglas to the south line of First Street (472-82855) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Cole moved that the Resolution be adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

WEBB IMPROVEMENT WEBB ROAD IMPROVEMENT, FROM PAWNEE TO HARRY. (District II)

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 99-1264.

The 2000 Capital Improvement Program includes a project to reconstruct Webb Road, from Pawnee to Harry. CPO Council 2 considered the project on November 22, 1999. The Council voted 6-0 to recommend approval.

The project consists of: Reconstructing Webb to four lanes, installing sidewalks on both sides of the street, and landscaping the available right-of-way. The project will be let early next year, with construction to occur during the spring and summer months.

The project specifications require the Contractor to maintain access to all adjacent businesses during the course of construction. Two-way traffic flow will be maintained during construction of the project.

The estimated project cost is \$2,200,000 with \$650,000 funded by the City and \$1,550,000 by Federal Funds administered by the State. The funding source for the City share is General Obligation Bonds.

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Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Pisciotte moved that the project be approved and the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance declaring Webb Road, from Pawnee to Harry (472-83093) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, introduced and under the rules laid over.

IMPROVE PAWNEE

PAWNEE STREET IMPROVEMENT, FROM OAK KNOLL TO WEBB ROAD. (District II)

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 99-1265.

The 2000 Capital Improvement Program includes a project to reconstruct Pawnee Street, from Oak Knoll to Webb Road. CPO Council 2 considered the project on November 22, 1999. The Council voted 6-0 to recommend approval.

The project consists of: Reconstructing Pawnee to four lanes, installing sidewalks on both sides of the street, and landscaping the available right-of-way. The project will be let early next year, with construction to occur during the spring and summer months.

The project specifications require the Contractor to maintain access to all adjacent businesses during the course of construction. The construction of large drainage structures across Pawnee will necessitate its closure to through traffic.

The estimated project cost is \$2,200,000 with \$650,000 funded by the City and \$1,550,000 by Federal Funds administered by the State. The funding source for the City share is General Obligation Bonds.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --
-- carried

Pisciotte moved that the project and street closure be approved; and the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE NO.

An Ordinance declaring Pawnee Street, from Rock to Webb (472-83087) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, introduced and under the rules laid over.

MV INSURANCE

ORDINANCE AMENDMENT PERTAINING TO OPERATING A MOTOR VEHICLE WITHOUT LIABILITY INSURANCE.

Gary Rebenstorf

Director of Law reviewed the Item.

Agenda Report No. 99-1266.

The Kansas Legislature amended the state statute pertaining to the crime of operating a motor vehicle without liability insurance. The statute provides for increased financial penalties for violations of this law, specifically, a minimum fine of not less than \$300 on a first conviction and a minimum fine of not less than \$800 on a second or subsequent conviction within three years of any prior conviction.

The proposed ordinance amendment mirrors the language of the new state law, which becomes effective on January 1, 2000. The change is necessary to bring the City's motor vehicle liability insurance ordinance into conformity with state statute. Currently, the ordinance provides a financial penalty of a minimum fine of \$200 on a first conviction, and there is no specific minimum fine set forth for subsequent offenses.

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The proposed amendment adopts the minimum financial penalties required by state law. It is necessary that our local ordinance be in compliance with state law because the state legislature has determined there should be a minimum sentence for this crime, and the City's ordinance cannot provide a more lenient penalty for the same conduct.

Additional changes have been made so that the ordinance specifically mentions the exemptions to this law that are provided in the state statute. The City ordinance has always included these exemptions by general reference, but did not specifically list them in the ordinance. By doing so, it will be clear what vehicles are exempt from the operation of this law.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Knight moved that the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance amending Sections 11.13.010, 11.13.040 and 11.13.050 of the Code of the City of Wichita, Kansas, pertaining to motor vehicle liability insurance and the penalty for operating a vehicle without liability insurance, and repealing the originals of said sections, introduced and under the rules laid over.

PROPERTY THEFT

ORDINANCE AMENDMENT PERTAINING TO CRIMINAL DEPRIVATION OF PROPERTY.

Gary Rebenstorf

Director of Law reviewed the Item.

Agenda Report No. 99-1267.

The Kansas Legislature amended the state statute pertaining to the crime of criminal deprivation of property. The statute now provides that criminal deprivation of property that is a motor vehicle is a misdemeanor, and provides for mandatory minimum penalties for violations of this law, specifically, 30 days imprisonment and a fine of not less than \$100 on a first conviction, and 60 days and a fine of not less than \$200 on a second or subsequent conviction.

This most recent change was made by the Kansas Legislature after the statute was amended in 1998 to make criminal deprivation of a motor vehicle a felony offense. Because of that amendment, the municipal court lost jurisdiction over criminal deprivation cases involving motor vehicles, and amended this same ordinance to exclude motor vehicles. With the 1999 change, charges involving motor vehicles may once again be tried in municipal court.

The proposed ordinance amendment mirrors the language of the new state law, which became effective on July 1, 1999. The change is necessary to bring the City's criminal deprivation of property ordinance into conformity with state statute. Currently, because motor vehicles are excluded from the ordinance, cases involving persons who take a car with the owner's permission, but do not return it at the time agreed to cannot be charged in municipal court. The proposed amendment adds motor vehicles back into the ordinance and adopts the mandatory minimum penalties required by state law, which is necessary because the City's ordinance cannot provide a more lenient penalty for the same conduct.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Knight moved that the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance amending Section 5.42.080 of the Code of the City of Wichita, Kansas, pertaining to criminal deprivation of property and the penalty therefor, and repealing the original said section, introduced and under the rules laid over.

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DABS

(Council Member Gale present)

ESTABLISHMENT OF DISTRICT ADVISORY BOARDS.

(Continued from December 7, 1999)

Chris Cherches

City Manager reviewed the Item.

Agenda Report No. 99-1268.

The City Council has taken action to restructure the current citizen involvement process. The initial action was taken in September, 1998, with a presentation from a group of citizens who suggested certain improvements in the role of CPO and neighborhood associations. The City Council concurred with many of the issues and questions raised about the current process. A 15-member task force was subsequently appointed to further study the citizen involvement process. In May, 1999, the task force submitted its recommendations to the City Council which recommended that a new structure for citizen participation be created. Council members Cole and Pisciotte were asked to take the lead roles on behalf of the Council to review all of the information available from the task force and make final recommendations to the City Council on a new citizen participation process. These recommendations have been submitted to the City Council and discussed at several retreat sessions. On September 28, 1999, the City Council took the initial steps to terminate the current Citizen Participation Organization no later than April 15, 1999, or earlier when an alternative citizen involvement process is established.

Under the proposal, District Advisory Boards would be established within each Council District. The Board's primary objective is to provide the City Council and District Council member advice and recommendations on matters of public policy, citizen engagement and on problems/issues specific to the District. Some of the highlights of the District Advisory Boards include:

- ? Review and advise the District Council member on capital improvements, planning, etc.
- ? Review and make recommendations local traffic concerns.
- ? Serve as an informational exchange and make recommendations to the District Council member on zoning and land use matters.
- ? Establish an effective method to disseminate and communicate information of interest to residents of the District.
- ? Advise the District City Council member on appointments to City advisory boards/commissions.
- ? Work closely with neighborhood organizations, homeowners associations and community-based groups to overcome obstacles to citizen actions and involvement with neighborhoods and community.
- ? Serve as a vehicle for citizen involvement, education and input; and a forum for citizens to provide comments and direction to address issues of concern for the District and community.

The District Advisory Boards, under the proposal under consideration, shall be comprised of eleven (11) members who shall serve one-year renewable terms. The method of selection of members appointed to serve on the respective District Advisory Board will be determined by the individual District City Council member. The composition of the District Advisory Board shall reflect the demographics of the citizens in each District, including geography, gender, ethnic and racial diversity, neighborhood, business and community interests. Appointments shall be submitted by the District City Council member to the City Council for affirmation of appointment.

The budget for the District Advisory Board structure will increase from the current CPO budget. In the near future, Staff will present to the City Council a revised budget which will include added staffing and operational costs attributable to the new citizen structure.

Council Member Pisciotte

Council Member Pisciotte said the goal is to work together in constructive ways. It is critical that:

- 1) The system produce tangible, substantive, and sustaining results.
- 2) People be brought together in ways that heal. Civic infrastructure is not based on zero gain but on a win/win situation.
- 3) The Citizens be engaged in defining vision and strategy.
- 4) The civic culture of the community be built and enhanced.

Citizens should be engaged in the consensus building process.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard.

James Roseberg

James Roseberg, President of Wichita Independent Neighborhoods (WIN), said WIN had created a similar proposal that had been presented and approved by WIN members.

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- Lynn Wassinger Lynn Wassinger expressed hope the WIN partnership with the City Council would continue to increase.
- Carl Brewer Carl Brewer said WIN adopted a proposal last week that included six self-selected members from neighborhoods and that all areas and geographic diversities be maintained. The remaining representatives would be the City Council member and four representatives.
- Zoning and land use matters should be heard by the full DAB - not subcommittees. Also, all recommendations should be forwarded to the MAPC and the City Council.
- DABs should elect their own chair persons.
- Lois Amos Lois Amos said the WIN plan allows areas to have self-selection. WIN is asking that six members of each board be self-selected. Zoning and planning recommendations should be forwarded to the City Council and the MAPC.
- Elizabeth Bishop Elizabeth Bishop, Partners in Development Research, stated that half of the advisory board should be self-selected. Ms. Bishop also asked whether recommendations would be shared with the MAPC.
- Chuck Hadley Chuck Hadley, Riverside Neighborhood Association, spoke in support of the WIN proposal. The following concerns were expressed: 1) membership be at the grass roots level, not City Council appointees; 2) recommendations also be shared with the MAPC; and 3) public trust.
- Selection by the City Council of hand-picked representatives is of concern.
- Kathy Ditmer Kathy Ditmer, CPO District VI, said her only concern is eleven appointed members to the DABs. At least five or six members should be self-selected or selected through a process that would involve neighborhood and homeowners associations.
- Council Member Cole Council Member Cole said a compromise in composition of the board might be five selected by neighborhood organizations and five selected by the City Council member.
- Council Member Lambke Council Member Lambke said that District III members would all be elected through neighborhood organizations.
- Council Member Lambke spoke in support of the plan as it is now, although it would not be his first choice.
- Council Member Martz Council Member Martz stated that District V is unique. In April of 1999, District V had nine CPO seats to be filled. After the election, only five seats had been filled and one has since been vacated. A method is needed to get all the seats filled. Representation is needed from all districts.
- Mayor Knight momentarily absent; Vice Mayor Rogers in the Chair.
- Council Member Martz said he would continue to contact homeowners' associations and ask for representation.
- Council Member Rogers momentarily absent.
- Council Member Gale Council Member Gale said results of a community survey, from about one year ago, told a lot about the importance of neighborhood associations. Council Member Gale said he like the idea of main neighborhood associations submitting a list from which Council Members could select representatives.
- Council Member Rogers Council Member Rogers said the proposal addresses concerns expressed by the speakers.
- Differences in districts exist and the proposal allows for differences and for adjustments to be made as change occurs.
- Council Member Pisciotte Council Member Pisciotte said the Ordinance should be changed to reflect that information should also be sent to the MAPC.
- How DAB members are selected should be left to individual City Council members.
- The Ordinance, first paragraph of Section 2.61.020, should also be amended to include re-evaluation in one year of the selection and filling of vacancies of members of the DABs.
- Motion -- Pisciotte moved that the Ordinance, as amended, be placed on first reading.

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Subst. Motion -- Cole moved a substitute motion that the Ordinance, with the modification of five members to be selected by neighborhood and homeowners' associations, and the remaining five members to be selected by the City Council member. Substitute motion failed 5 to 2. Lambke, Martz, Pisciotte, Rogers, Knight - No.

-- failed

-- carried Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance of the City of Wichita, Kansas, pertaining to the establishment of District Advisory Boards and creating Chapter 2.61 of the Code of the City of Wichita, introduced and under the rules laid over.

(The Council proceeded to take up the time-certain public hearing for the Old Town Cinema Project TIF district. Item is shown in Agenda order.)

(Council Member Gale absent)

BOARD RESTRUCT.

RESTRUCTURING OF SPECIFIED BOARDS AND COMMISSIONS.

Cathy Holdeman Administrative Services Director reviewed the Item.

Agenda Report No. 99-1269.

At the direction of the City Council, Staff has reviewed various citizen advisory boards/commissions to evaluate programs and possible streamlining by use of existing community agencies, coalitions and/or special ad hoc groups to effectively represent the varied scope of responsibilities in lieu of continuing such boards/commissions.

Work programs and agenda actions of seven City boards have been evaluated to determine if they continue to provide an effective vehicle for citizen input relating to specific community issues. Boards reviewed included: Human Services Board; Commission on the Status of Persons with Disabilities; Commission on the Status of Women; Civil Rights and Services Board; Traffic Commission; Transit Advisory Board; and the Convention and Tourism Advisory Committee. Review considerations included an examination of critical issues discussed, actions taken, recommendations submitted to the City Council for consideration, attendance and quorum data. In addition to these review criteria, other mechanisms and alternatives for effective citizen involvement in specified areas were examined, including the transferal of some functions to the new District Advisory Board structure.

In addition, a review of the Sister Cities functions and the desire to expand this international relations program necessitate a new role and structure be explored to facilitate the expansion of activities in economic development, trade, and cultural/educational benefits. A proposed program and organizational structure will be submitted to the City Council in the near future.

Over the past thirty years, Wichita has actively involved citizens in the decision-making process in various capacities. The City has long recognized that open government provides for meaningful communication with citizens. Citizen advisory boards/commissions, along with many existing community coalitions and special task forces, have been the primary mechanisms used to further citizen involvement and serve a number of public purposes such as:

- ? Providing community dialogue in the planning processes;
- ? Soliciting expertise to address special issues, to bringing new viewpoints and to provide conflict resolution.
- ? Providing a channel for feedback and interaction to the community; and
- ? Fulfilling state and federal requirements for citizen involvement

Major successes have been accomplished through this process. Over the years, however, new City Councils assumed leadership, new challenges arose, governance changed to District elections; increasing state and federal mandates, reorganization of City operations occurred, policy directions changed, and community priorities were refocused. These and other changes have impacted various governance actions and more specifically the effectiveness of some advisory groups. As a result, conditions which existed when these advisory bodies were created, have changed dramatically from the time these advisory boards were first established. Therefore, with the new District Advisory Board structure being implemented, it is timely to examine some of the problems associated with the various advisory boards/commissions to determine if a change of direction and policy needs to occur to provide a more effective voice to specific community challenges. Some questions or considerations include:

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- ? Are there too many advisory boards/commissions with overlapping functions?
- ? Do inadequate channels of communication exist between boards/commissions, the City Council, various community coalitions, and affected constituencies?
- ? Does a disparity exist between a board/commission missions and actual operations?
- ? Has the creation of multiple task forces dealing with specific topics/projects lessened the need for some boards/commissions?
- ? What subsequent federal legislation exists that now preempts the need for local boards [e.g. ADA, Section 504 (HUD Standard for Disabilities), Civil Rights Legislation, etc.]
- ? Does the difficulty in sustaining active membership and attendance relate to any of the above factors?
- ? With the few agenda items referred to the City Council for policy consideration, are their other mechanisms available and more effective?
- ? With District elections and more active involvement by District Council members, impact the need for some boards/commissions?

A review of work activities and member participation of seven boards (Human Services Board, Commission on the Status Persons with Disabilities, Commission on the Status of Women, Civil Rights and Services Board, Traffic Commission, Transit Advisory Board and the Convention and Tourism Advisory Committee) found all of these boards experience most, if not all, of the conditions listed above. As a result, meaningful citizen participation and community dialogue may not be occurring or has been reduced with the current board/commission numbers/structures. Issues relating to disadvantaged and low-income individuals, various traffic and transit issues, and activities relating to promotion of the community are no longer providing significant outcomes.

To further citizen participation on issues of importance, the following revisions are suggested.

1. Utilize and Involve Existing Community Coalitions/Task Forces. The Wichita community has successfully utilized coalitions and special "blue ribbon" task forces to address specific and major issues. Some include: Wichita's Promise, the Domestic Violence Coalition, the Homeless Coalition, the Neighborhood Initiative, the Northwest Sewer Task Force, the Citizen Involvement Task Force, the Air Service Task Force, the Storm Water Utility Task force, Electrical Task Force, Tourism and Conventions Council, to name a few. These groups were called together to address a specific issue or problem and have, for the most part, responded by developing successful plans of action. Most often, these ad hoc groups disband when the project or plan of action has been completed. In some instances, especially with coalitions, individuals continue to remain involved even though specific issues get resolved, because of the larger interest, which initially brought the group together.

A survey of groups already existing in the community reveals that there are ample agencies that could be brought together to address issues relating to the disabled. They include: the Independent Living Resource Center, the United Way, the Mental Health Association, the Cerebral Palsy Research Association, the ARC of Sedgwick County, Rainbows United, and Kansas Elks Training Center for the Handicapped (KETCH). These organizations represent individuals of all ages and address multiple types of disabilities creating a rich resource for citizen involvement.

Women's issues are also addressed by a number of existing agencies and organizations. They include: NOW, the Junior League, the League of Women Voters, the Women's Crisis Center, the Domestic Violence Coalition, the YWCA along with others. Sororities, both professional and social, church and civic organizations, are also good avenues for recruitment of women to serve on coalitions or task forces. It is anticipated that more meaningful dialogue will occur when it is centered around a specific issue versus a standing board that has a broad based mission to address all women's issues. In recent years, interest has waned, making it more difficult to fill vacancies willing to serve on such boards.

Many strong organizations already exist in the Wichita community to address civil rights issues. They include: the NAACP, the Urban League, the Hispanic Vision Committee, the Wichita Indochinese Center, La Familia Multicultural Center, Wichita Metropolitan Family Preservation, the Hispanic Indian Coalition, the Mid America Indian Center, the American Civil Liberties Union (ACLU), Catholic Charities, and Legal Aid. Membership from these organizations could be drawn upon to address civil rights issues in general, or to target a specific interest group or issue of importance.

2. Develop State Partnerships: Addressing broad community-wide civil rights issues is well served through "blue ribbon" task forces and the formation of coalitions. However, to address specific cases, a partnership with the State is more effective and is recommended. Given that there are very few civil rights cases filed through the City, it is recommended that investigation and adjudication actions effectively be performed in close partnership with the State of Kansas Civil Rights Office. [The initial filing would be with the State and the City would agree to

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investigate those cases referred to the City by the State. Findings would be presented to the State Review Board for adjudication which would provide continuity statewide. City involvement would be upon request and based upon staff availability. In this capacity, City staff would serve as a supplemental resource.] This process has merit as the majority of the cases are now filed with the State, not through the City. When the City's Civil Rights Office was created in the 1970's, the State was not sufficiently active or staffed to address the demand desired at the local level. Today, the State is very active and is the major point of contact for all discrimination cases.

A partnership with the State has another advantage. It allows City staff to proactively become involved in more community education and outreach. For example, staff can spend time working with employers to hire minority contractors or disabled workers and to work with advocacy groups. More information can be provided to individual citizens and citizen groups on discrimination issues in housing and employment. The proactive approach would provide a more meaningful work activity for local government than providing clerical support for board meetings, which have limited attendance and few issues necessitating City Council attention.

3. Create a Community Service Program Review Committee: Currently, the primary role of the Human Services Board is oversight of the Community Services Block Grant (CSBG) program. If this board is eliminated, a review mechanism will be provided to review and make recommendations on the allocation of CSBG funds. [This review is required by federal law to meet certain membership requirements.] An effective way to handle the CSBG program review/oversight would be through a Community Service Grants Review Committee (CSGRC). Such a committee would be similar to the Grants Review Committee for CDBG funding – and would exist for the sole purpose of providing citizen input involved in the CSBG allocation/monitoring process. This Committee, however, would not address the issues associated with low-income individuals (this could be done through the development of new coalitions or the use of existing coalitions or ad hoc groups).

The new Community Service Grants Review Committee could be derived from membership from the new District Advisory Board structure, thus including neighborhood involvement in the process. Like the CDBG Grants Review Committee, the CSGRC would be activated annually to review the CSBG plan, to take public comment and to monitor the annual report.

Utilizing the proposed District Advisory Board structure will offer a more comprehensive review of issues affecting the very low-income population. Members would have the ability to view CSBG programs and related issues and outcomes in tandem with other City programs, both social service delivery programs and capital programs. With the new structure, the City Council would have citizen input into the decision-making process that was based on a more City-wide perspective. That is, low-income issues would not be seen in isolation, but as part and together with other issues considered by the Council.

4. Transfer Advisory Board Functions to the New District Advisory Board Structure: The new structure being implemented for citizen involvement affords an opportunity to allow greater citizen participation on issues and projects that affect the community. Currently the agenda items that come before the Traffic Commission, and the Transit Advisory Board, receive limited citizen input. Although meetings provide an opportunity for citizen comment, there has been limited input because meetings, for the most part, are scheduled during the day, and agendas are not well known by the general public.

Transferring the business of the Traffic Commission and Transit Advisory Board, where appropriate, to the new District Board structure will allow it to be viewed in a more global perspective. Issues will be seen in the larger environment which includes community and social issues as well as development activities. Community dialogue on traffic flow patterns and public transit services are a part of this larger environment and will, for the most part, fit with other matters considered by the new citizen involvement structure. Major issues dealing with specific transportation challenges could, perhaps, be more effectively handled by ad hoc task forces appointed by the City Council.

For issues more City-wide in nature, such as an arterial sidewalk policy, a traffic diverter policy, or a new bus route, the new District Board organization could, if appropriate, designate a larger committee or coalition comprised of members from all districts. This group would then bring recommendations to the City Council for consideration.

5. Reassign Duties to Other Organizations: The Convention and Tourism Committee is charged with making recommendations concerning programs and expenditures for promotion of conventions and tourism. Operationally, the work of this Committee has focused on the annual recommendations for appropriation of the city's Tourism and Convention Fund that is apart of the City's annual budget. [Approximately 63 percent of the budget are in fixed costs (debt service) or non-discretionary expenditures (e.g. Expo Hall operations). Of the 37 percent remaining, most of the costs represent ongoing commitments for tourism/convention promotion or support of existing business

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attractions.] This fund provides very little in the way of flexible financial resources about which the Convention and Tourism Committee can render advice and recommendations to the City Council.

The primary responsibility for tourism and conventions rests with the contract between the City and the Convention and Visitors Bureau (CVB). Since the CVB has the primary responsibility to plan and implement tourism/convention activities, the role of the Convention and Tourism Committee is limited. Its role will be further reduced based on the action steps that will be defined in a recent 2000 Tourism Summit. Participants and the special Tourism Council which has been formed to develop a strategic tourism and meetings plan for the City/area. This group is committed to approaching tourism on a regional basis and supported the Regional Economic Area Partnership (REAP) as the vehicle to convene interested persons throughout the region to develop a regional approach to tourism.

Given that the Convention and Tourism Committee has limited impact on financial and programmatic decisions, it is recommended that this board be eliminated. Input on funding decisions relating to the limited amount of discretionary dollars from Guest Tax could be found by consulting existing organizations (i.e. the lodging industry, Convention and Visitors Bureau, and community attraction organizations) who benefit from these funds. In addition, with the establishment of the Arts and Humanities Council and its various advisory groups (Art and Design Board, Arts Advisory Council and others), along with special focus groups as directed by the City Council, ample opportunity exists for community involvement in the allocation of these funds.

6. Establishment of a Sunset Provision: The evaluation of the need for these seven boards present an opportunity to suggest a sunset provision for all other boards/commissions. From this review it was found that missions change over time, relevant and meaningful board business can decrease, and there can be difficulties in finding appropriate and willing members who are committed to actively work and attend meetings. To ensure continued evaluation of the need and appropriateness for a board/commission, it is suggested that a sunset provision be added to all existing boards providing the City Council with the opportunity to review the mission and purpose of each board/commission every four years.

7. Summary of Recommendations: The following summarizes the proposed actions relating to the various boards and commissions.

- ? Eliminate the Commission on the Status of Persons with Disabilities and the Commission on the Status of Women and utilize community coalitions and ad hoc groups/task forces for citizen involvement.

- ? Eliminate the Civil Rights and Services Board and utilize community coalitions and task forces for citizen involvement. For specific discrimination cases, develop a partnership with the State of Kansas Civil Rights Office for investigation and adjudication of complaints

- ? Eliminate the Human Services Board and replace it with a Community Services Grants Review Committee to provide oversight to the Community Services Block Grants Program

- ? Eliminate the Traffic Commission and the Transit Advisory Board and utilize the new District Advisory Board structure for citizen participation.

- ? Eliminate the Convention and Tourism Committee and utilize other existing organizations to recommend tourism expenditures and coordinate tourism activities.

- ? Initiate a sunset provision for all existing boards/commissions which requires the City Council to review the appropriateness and effectiveness of each board to determine if each board should remain in existence.

Financial Considerations: While there may be minor savings attributed to staffing costs, there are no budgetary reductions because of staff reassignment of tasks.

Ordinance and charter ordinance changes and new ordinances are required to abolish the seven boards, reassign responsibilities, and to create a sunset provision in the remaining boards.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Council Member Cole

Council Member Cole expressed concern over having a program that assures special parking arrangements for the handicapped. It is hoped some task force/ad hoc group would be initiated to review the program.

Motion --

-- carried

Knight moved that a sunset provision for the remaining boards be provided and the Ordinances be placed on first reading. Motion carried 6 to 0. (Gale absent)

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ORDINANCE

An Ordinance amending Sections 2.12.820 and 2.12.830 of the Code of the City of Wichita, Kansas, pertaining to Human Services Board-powers-authority-composition-appointment-qualifications and repealing the originals of Sections 2.12.820, 2.12.830, 2.12.840, 2.12.850, 2.12.860, and 2.12.870 pertaining to the Human Services Board, introduced and under the rules laid over.

ORDINANCE

An Ordinance repealing Sections 2.12.900, 2.12.905, 2.12.906, 2.12.907, 2.12.908, 2.12.910, 2.12.915, 2.12.920, 2.12.925, 2.12.930, 2.12.935, 2.12.940, 2.12.941, 2.12.942, 2.12.945, 2.12.1027, 2.12.1028, 2.12.1029, 2.12.1030, 2.12.1031, 2.12.1032, 2.12.1078, 2.12.1079, 2.12.1080, 2.12.1081, 2.12.1082, 2.12.1083, 2.12.1150, 2.12.1153, and 2.12.1156 of the code of the City of Wichita, Kansas, pertaining to the Civil Rights and Services Board; Commission on the Status of Women; Commission on the Status of People with Disabilities, and pertaining to the Wichita Transit Advisory Board, introduced and under the rules laid over.

ORDINANCE

An Ordinance repealing Sections 11.06.010, 11.06.020, 11.06.030, 11.06.040, and 11.06.060 of the Code of the City of Wichita, Kansas, pertaining to Traffic Commission, introduced and under the rules laid over.

ORDINANCE

An Ordinance creating Sections 2.12.1200 and 2.12.1201, of the City of Wichita, Kansas, enacting a sunset provision for all Boards and Commissions of the City of Wichita, Kansas, introduced and under the rules laid over.

CHARTER ORDINANCE

A Charter Ordinance repealing Section 9 of Charter Ordinance No. 119 of the City of Wichita, Kansas, pertaining to the Convention and Tourism Committee and amending and repealing Section 1 of Charter Ordinance No. 174 of the City of Wichita, Kansas, pertaining to the application of revenues from the transient guest tax, introduced and under the rules laid over.

(Council Member Martz momentarily absent)

OLD TOWN CINEMA

PUBLIC HEARING - ESTABLISHMENT OF A REDEVELOPMENT DISTRICT (TAX INCREMENT FINANCING) FOR THE OLD TOWN CINEMA PROJECT. (District VI)

Allen Bell

Financial Projects Director reviewed the Item.

Agenda Report No. 99-1270.

On November 9, 1999, the City Council adopted a resolution stating its intent to consider the establishment of a redevelopment district in the area adjacent to the existing Old Town Redevelopment District for the purpose of facilitating the use of tax increment financing in conjunction with a possible Old Town Cinema redevelopment project. The resolution set 10:30 a.m. on December 14, 1999 as the time for a public hearing before the City Council on this matter. Copies of the resolution were mailed to all owners and occupants of property in the proposed area, and to the Board of Sedgwick County Commissioners and the U.S.D. 259 Board of Education, according to state law. An informational meeting was held in City Hall on December 6, 1999 to explain tax increment financing and answer questions.

A series of Council actions will be necessary to implement tax increment financing for the Old Town Cinema Project. The first step is the establishment of the boundaries of the redevelopment district in which the tax increment revenues will be collected. The calculation of the tax increment will be based on the date of the establishment of the district. After the district is established, one or more redevelopment projects may be undertaken in the district over time, so long as the projects are completed within 20 years of the date of the adoption of a redevelopment plan covering the projects.

Once the tax increment financing district is effective, the County Treasurer will set aside all property tax revenue collected within the district which exceeds the amount that would have been collected if the value of property was

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the same as the year in which the district was first established. In other words, all property tax revenue that is the result of growth in assessed value is "captured" and transferred to the City to be used exclusively to pay for authorized improvements within the redevelopment district. Under state law, tax increment financing may only be used to pay for public improvements, parking facilities, land acquisition and site work.

To establish a redevelopment district, and thus set the base year for calculating the tax increment available to pay for such improvements, the City Council must hold a public hearing before adopting an ordinance that establishes the district. The ordinance includes a map showing the proposed boundaries of the district and a comprehensive plan describing the general nature of the proposed improvements in the district.

Following the public hearing, the City Council may adopt an ordinance establishing the redevelopment district. The area included in the redevelopment district can be reduced by the City Council, from that described in the map of the proposed district, at the time of adoption of the ordinance establishing the district. The area cannot be increased, however. Advantages of including a larger area include the possibility of greater tax increment revenue being generated in the larger area due to unforeseen redevelopment, as well as the ability to use any excess tax increment revenues to finance additional improvements if approved by subsequent redevelopment plans. A disadvantage to the larger area is the possibility that outlying properties may be reduced in value, due to demolition or change of use, which would diminish the amount of the aggregate tax increment.

The Board of County Commissioners and the Board of Education for USD 259 will have 30 days following the public hearing to determine whether the district will have an adverse impact on them, effectively precluding the use of tax increment financing. If the County and School District approve, the potential use of tax increment financing will be established. It will still be up to the City Council to approve the actual use of tax increment financing by adopting a redevelopment plan for the Old Town Cinema Project that includes tax increment financing. Once a redevelopment plan is adopted and sent to the County Clerk, the tax increment revenue generated by redevelopment will be set aside and deposited into a special fund for its prescribed use.

The establishment of a redevelopment district will facilitate the use of tax increment financing to pay the cost of a portion of public improvements constructed in conjunction with the proposed Old Town Cinema Project. Only if the project itself is approved, a redevelopment plan adopted and the specific improvements authorized by Council action, will the tax increment revenues actually generated in the district be utilized.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard.

Greg Ferris

Greg Ferris, representing property owners from an area bordered by Central, Washington, Water, and Third Streets, said property owners that could be reached, within the represented area, do not want to be part of the TIF District. The area is presented as being slum and blighted; yet, every building in the area is occupied and is not falling down. Also, this is not a crime area.

The businesses understand that businesses have been forced out because of development. These people want to be in business in this location. There is no over-riding public purpose to this District. This area will not be affected by future development of the district.

Mr. Ferris urged the Council to omit the represented area from the TIF district.

Herb Coin

Herb Coin, owner of Murdock Companies and spokesperson for a group of twelve to fifteen functioning businesses, spoke against being included in the TIF district.

Mr. Coin said that, due to concern with railroad overpasses, he has been developing a plan to move to 424 North Rock Island. Now, it will be necessary to move again to avoid the TIF District.

Council Member Cole momentarily absent.

Sheldon Kamen

Sheldon Kamen said development has been completed in the area with no funds from taxpayers. It is hoped the area included in the TIF will help ease the parking area needs. Adequate parking made the present Old Town possible. Parking is essential to compete with outlying shopping areas.

Ken Haberly

Ken Haberly, Rowdy Joe/Red Beards, spoke in support of the TIF District.

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- David Burk David Burk, Civic Partners Wichita, LLC, asked the City Council to approve the entire TIF District as presented.
- Mr. Burk said property values in the Old Town Marketplace TIF District are now 2.5 times the 1993 amounts. There were over two million visitors to the Old Town District in 1998. Higher and better use of existing property increases property values.
- Mr. Burk said he was unaware of businesses being forced out.
- The City needs all of the area for the TIF District. This action will not increase taxes. Redevelopment and increase in property value will increase taxes.
- Sister Jean Stewart Sister Jean Stewart, Adorers of the Blood of Christ, expressed concern about their ability to remain in their space and the type of projects that might be located in the area.
- Bill Warren Bill Warren, Warren Theater Group, said if every ticket sold in the City of Wichita were all in one theater it would not be enough to support the revenue necessary to support the project.
- Mr. Warren said there was no reason for the City to subsidize a theater in this area.
- Mayor Knight momentarily absent; Vice Mayor Rogers in the Chair.
- Council Member Cole Council Member Cole the TIF District alone would not increase taxes or force movement from the area. Property values were increased until some properties were sold.
- Allen Bell Financial Projects Director said the project is using the 1968 designation of the area as slum and blighted.
- Motion -- carried Cole moved that the public hearing be closed and the Ordinance be placed on first reading. Motion carried 6 to 1, Lambke - No.

ORDINANCE

An Ordinance of the City of Wichita establishing the Old Town Cinema Redevelopment District, introduced and under the rules laid over.

EXECUTIVE SESSION

- Motion -- Knight moved that the City Council recess to lunch and then to executive session to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to pending litigation, legal advice, and contract negotiations; preliminary discussions relating to the acquisition of real property for public purposes; and confidential data relating to the financial affairs or trade secrets of a business; and the regular meeting be resumed at 1:20 p.m. in the City Council Chambers. Motion carried 6 to 0. (Gale absent)
- carried

- RECESS The City Council recessed at 12:07 p.m. and reconvened at 1:25 p.m.
Council Members Gale, Pisciotte; absent.

(The Council returned to take up Item number two; action is shown in Agenda order.)

(Council Member Gale absent)

LIQUOR TAX

SPECIAL LIQUOR TAX PROGRAM.

- Cathy Holdeman Administrative Services Director reviewed the Item.
- Agenda Report No. 99-1271.

Since 1997, the City has been reviewing Special Liquor Tax allocations that fund alcohol and substance abuse providers. As a part of this review process, a consultant was hired to work with providers to develop outcome-

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based measurements to evaluate achievement and performance. Anticipating a two-year transition period, staff recommended, and the Council approved, writing 1998 contracts with providers with an option for a one-year renewal.

On January 26, 1999, the City Council reviewed the status of the outcome-based measurement process. The action was to approve a Transition Plan for the Special Liquor Tax funds. Actions associated with the Plan included allowing providers to finalize outcomes-based measurements during the first quarter of 1999, and those agencies who successfully completed the definition of outcomes-based measurements would be funded for the duration of the year. All agencies would be reviewed on a quarterly basis to determine if the defined measures and strategies achieved results. The Transition Plan also included a request to the Council to approve policy issues to guide future funding decisions and an evaluation of the governance structure.

On April 20, 1999, the City Council considered the progress associated with the development of outcomes-based measurements. Funding was approved for the providers through the remainder of 1999 to allow more information to be gathered on the measurements as well as the results. The policy questions were deferred to a workshop setting for further consideration. At a later workshop, two Council members were requested to work with staff and the consultant to provide more guidance and direction on funding options.

Throughout 1999, the consultant has worked with Special Liquor Tax providers to refine the outcomes-based measurement process. Quarterly evaluations were conducted by the consultant. In addition to the work with the providers, the consultant designed and conducted a brainstorming session (in the City's Idea Center) with area professionals from private and government agencies whose clients utilize substance abuse services in the Wichita/Sedgwick County area. The purpose of the meeting was to survey the participant's perceptions on issues relevant to treatment and prevention of substance abuse. Individuals participating included the Sheriff, Police Chief, Municipal Court Judge, Juvenile Court Judge, along with representatives from the medical community, school district, probation, parole, mental health, SRS and others.

General Findings - the following findings are based upon the outcomes-based measurement process and the brainstorming meeting with area professionals who work with alcohol and substance abusers and their families.

Finding 1- All providers made progress in developing outcomes-based measurements; some work products were better than others.

? Both prevention and treatment providers can develop meaningful outcomes-based measurements.

? Providers who were able to triangulate measurements were more successful in demonstrating capacity to assist clients in a meaningful way.

? Measurement goals, such as actions to reduce the number of DUIs in the community, may not be attainable.

Goals such as reducing recidivism may be more manageable.

? The work product of six (6) providers fully met contract expectations for outcomes-based measurements and these providers are well poised to measure progress and be accountable for funding in the future. The work product of seven (7) providers met contract expectations for outcomes-based measurements, but each needs some improvement to be able to measure progress and be accountable for funding in the future. The work product of two (2) providers did not meet contract expectations for outcomes-based measurements.

Finding 2 - The City is clearly and effectively serving some of the clients in the community, but not all of the clients.

? There does not appear to be any duplication in services provided; distinct populations are being served and many unfunded needs still exist.

? While services may not be duplicated, clients can go to more than one provider, a fact that may result in client overlap. Currently there is no coordination process in effect.

? Research shows that there is little coordination between and among publicly funded agencies, or between and among public and private providers.

Finding 3 - There is a clear need for both prevention and treatment programs, and both are valued by the community.

? Research based upon the ideas of area professionals indicates that there is a great need for more intensive types of residential treatment and more far reaching prevention efforts.

? There is a general consensus by area professionals that treatment works. Treatment is effective, even if a complete "cure" or remission is not achieved. Clearly area professionals believe that treatment improves the capacity of clients and therefore the quality of life of clients' families.

? Professionals believe that treatment programs facilitate community correction's objectives, reduce jail overcrowding, provide less costly alternatives for the courts, and keep families together.

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- ? There is a belief that treatment works – but there is also a belief that when a substance abuser makes a personal investment in his or her own treatment the opportunity for success increases.
- ? There is a general consensus by area professionals that prevention has kept many clients from becoming substance abusers.
- ? There is a general consensus by area professionals that prevention should be targeted to school age children through middle school age.
- ? Professionals indicated beliefs that effective programs include public education, a comprehensive continuum of programs encompassing prevention programs through aftercare, and that there is a need to clearly delineate community standards and norms.
- ? Area professionals believe that education is the key to preventing substance abuse and that substance abuse education for both children and families is effective.
- ? The area professionals indicated that they value funding to prevention and treatment equally, while they know that treatment is more costly. They also support funding a full continuum of service.

Finding 4 -substance abusers have a significant impact on service delivery systems.

- ? Area professionals believe that 70% of their clients are substance abusers. Of those, professionals estimate that :
 1. 40% are chronic abusers,
 2. 30% to 40% are repeat clients to their agency
 3. 66% are court involved, and
 4. 25% are involved in traffic accidents.

As a result, other systems are impacted – law enforcement, judicial, community corrections, insurance, and public safety.

- ? Professionals indicate that health related issues are tied to substance abuse.

1. Clients may abuse substances as self-medication for other health problems; and,
2. Clients will experience health problems from substance abuse.

In both cases, emergency room services, and insurance and medical costs increase in response to health care needs of substance abusers.

- ? Family support services are also impacted in response to negative consequences associated with substance abuse. For example, social service agencies are often called upon to provide counseling and case management to address problems associated with domestic violence, unemployment, child abuse and child neglect.

Finding 5 - Prevention and treatment efforts need to focus on the entire family and there is a clear need for a case management system to support the progress of the entire family and their involvement with multiple agencies.

- ? For the family to be healthy there must be treatment to the substance abuser first and foremost. Treating the substance abuser is the best way to help the whole family.

- ? Prevention efforts directed at the spouse and children are also important in creating a healthier family with the capacity not to repeat the abuse.

- ? A case management system to coordinate all agencies that work with a client and the client's family does not exist. Fragments of clients' lives are seen by a variety of entities, with no one entity having a view of the entire circumstance. Thus, it is difficult to support the progress of the individual and the related needs of other family members.

Finding 6 - Community systems (both public and private) that provide services for alcohol and substance abusers and their families are not connected.

- ? There is general consensus by area professionals that the professionals who work with individuals and families involved in substance abuse are not connected. Each agency operates within its own environment. However, there is a strong desire by agency leaders to connect systems.

- ? Professionals believe that substance abuse is a whole community problem that affects mental health, physical health, the criminal justice system, the school system – and that community systems need to work together to address the problem.

- ? There needs to be a community approach to evaluating the effectiveness of substance abuse programs.

Finding 7 - The governance and administrative structure overseeing the allocation of Special Liquor Tax funds could be enhanced to provide for more effective input into the decision making process.

- ? Currently an organization or process does not exist to enable professionals to address the needs and problems associated with substance abusers, to communicate ideas, identify barriers and issues, and to suggest changes in public and private policies.

- ? The current advisory board has grown in its capacity to evaluate the effectiveness of the City Special Alcohol Tax program, but lacks whole community representation of professionals in the fields that provide other

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community services to substance abusers. Governance of Liquor Tax funds could be restructured to provide comprehensive community input into the decision making process.

? Past Council actions to transform the Human Services Department create an opportunity to explore more effective options for administration, such as privatization.

Evaluation of Outcomes-Based Measurement Products:

The consultant reviewed the outcomes-based measurement products over the last three quarters in 1999, and concluded that all providers made progress in the development of meaningful outcomes-based measurement tools.

Providers were evaluated on their ability to address the following:

? Target population (demographics and qualities of the population)

? Target results (number and types of clients served during the period)

? Desired outcomes (desired change in target population)

? Measurement tools (includes: thresholds, results, variables, support data, types of tools used, triangulation – or more than one measurement tool)

Based upon the consultant's review, the following providers fully met contract expectations for outcomes-based measurements and are well poised to measure progress and be accountable for funding in the future:

Provider	Current Funding Level
Behavior Health Center	\$ 98,860
Knox Center, Inc.	\$ 35,990
Miracles, Inc.	\$ 51,830
Parallax	\$ 69,830
Tiyospaye	\$ 15,000
Youth Development Services	\$ 23,660

Based upon the consultant's review, the following providers met contract expectations for outcomes-based measurements, but need some improvements to be able to measure progress and be accountable for funding in the future:

Provider	Current Funding Level
COMCARE (ATS)	\$ 42,770
Big Brothers/Big Sisters	\$ 73,400
Mental Health Assoc. Pathways	\$ 11,980
A New Beginning	\$ 24,950
Options	\$236,480
Regional Prevention Center	\$145,070
COMCARE (WATS)	\$ 16,760

Based upon the consultant's review, the following programs did not meet contract expectations for outcomes-based measurements.

Provider	Current Funding Level
Mid-American All Indian Center	\$ 51,610
Women's Recovery Center	\$ 24,910

Policy Questions and Related Recommendations:

The City's evaluation of the Liquor Tax Program is designed to determine if meaningful funding is being provided to those who demonstrate the greatest ability to reduce the negative impacts of alcohol and substance abuse on the citizens of Wichita and Sedgwick County. The overriding goal that guides the work of providers is to increase human capacity. By doing so, the community should experience the following results:

? A reduction in the negative consequences associated with alcohol and substance abuse.

? A reduction in the demand for, or cost of, services provided by both public and private systems that address clients with substance abuse problems (health care, criminal justice, employment services, support services to children, among others.)

? An increase in the number of "healthy" individuals and families and correspondingly a healthier community.

The City works to increase the human capacity of citizens to become contributing members of the community through its funding allocation process to agencies that work with clients with alcohol and substance abuse problems. Over the past two years, the City has actively pursued a methodology to evaluate the effectiveness of the providers' work. Additionally, the City has sought the input of professionals in private and government agencies

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whose clients utilize substance abuse services on issues relevant to treatment and prevention of substance abuse. The work with providers and the dialogue with area professionals provide a framework for addressing the following policy questions, which will in turn, guide future funding decisions.

1. What results should be achieved from the Special Liquor Tax Fund?
2. Should prevention programs, treatment programs, or a combination of both be funded?
3. Should revenues be targeted to one group, such as youth, families or adults?
4. Should there be a concentrated focus on funding (one programmatic area, or one negative consequence associated with alcohol and substance abuse), or should the City continue to fund a continuum of services?
5. Should the City invest in projects (or programs) that are "promising approaches" i.e. innovative pilot projects?
6. Should the City continue to fund those providers who demonstrate meaningful outcomes-based performance and discontinue funding to those who do not perform?

The following recommendations are suggested with respect to the above policy questions.

Recommendation #1:

Programs receiving Special Liquor Tax Funds should demonstrate their work through the measurement of meaningful outcomes over time. The target population is clearly defined; the number of clients served is articulated; changes within the capacity of the target population are illustrated and measured - as individuals or a group; and the measurement outcomes are supported by more than one measurement tool.

Recommendation #2:

A combination of both prevention and treatment programs should be funded. Research indicates that both have value to the community. There is a clear need for more residential treatment programs. Additionally research indicates that prevention programs targeted to children through middle school age are most effective.

Recommendation #3:

Not all of the Special Liquor Tax revenues should be targeted to one population. However, the research does show that programs that address the needs of the entire family are most effective. Some funding should be set aside to focus on prevention and treatment needs of the entire family.

Recommendation #4:

The City should continue to fund a continuum of services. All current providers serve a valuable community purpose in their efforts to reduce substance abuse. The current providers, through prevention and treatment programs, address the needs of children and adults, men and women, various ethnic groups and income levels. The problem is not with a duplication of services, but rather not enough resources to meet the needs of the substance abuse population.

Recommendation #5:

The City should reserve some funds from the Special Liquor Tax fund to encourage providers to develop pilot projects as promising approaches to alcohol and substance abuse problems. One of the most critical needs identified in the research is the need for a case management system to coordinate integrated efforts to support the progress of individuals and families. It is not uncommon for clients and family members to interface with many types of community and government agencies. Their lives are seen by a variety of entities, with no one entity having a view of the entire circumstance. Thus, there is no coordinated approach to addressing all of the needs of an individual and/or family.

Recommendation #6:

The City should continue to fund those programs that demonstrate meaningful outcomes. Six providers fully met contract expectations, and another five providers are well on their way to fully meeting expectations for the future. Four providers did not meet expectations. It is recommended that funding levels for providers who did not meet expectations be decreased by 15%. The intent is to communicate that the City expects performance standards to be met and that there are consequences for not doing so. By taking such action the City moves closer to a true contractual relationship for services provided versus an "entitlement" grant program. If providers cannot or will not meet contractual requirements, perhaps they will not be fully funded, or funded at all.

Governance Administrative Structure:

The transformation of the Human Services Department creates the opportunity to revisit the governance of the Special Liquor Tax funds. Currently the City utilizes the Alcohol and Drug Abuse Advisory Board (ADAAB) to review issues and make recommendations to the City Council. Based upon the consultant's work with providers and the dialogue session with area professionals, it appears that a new system for governance is needed. The recommendation is as follows:

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Recommendation for Governance and Administration:

It is recommended that a new coalition be created and be comprised of area professionals who are knowledgeable about the substance abuse community. The coalition would be responsible for assessing current conditions, barriers to service and efficiency of funding streams, and would be charged to make policy recommendations to the Council on: funding of existing programs; pilot projects; and additional research projects, among others. The City Council would allocate funds to various service providers, other projects or programs, and/or research projects based upon recommendations from the coalition.

A Request For Proposal (RFP) would be issued for management of the program dollars. The RFP would specify that an adequate showing of service through outcomes-based measurements would continue to be required to merit funding in future contracts. Should an agency fail to perform, the funding would be reduced or terminated. The program management consultant would be responsible for insuring that the outcome-measurement process be continued and that acceptable levels of outcomes be met.

Based upon the findings outlined in this report, it is recommended that thirteen providers (those that fully met contract expectations for outcomes-based measurements and those that met contract expectations for outcomes-based measurements, but need some improvements) be funded at the 1999 level of funding. It is recommended that funding decrease by 15% to the two providers that did not meet contract expectations for outcomes-based measurements. Furthermore, it is recommended that administration of the program be administered through a private contract (currently \$89,440 is budgeted for program administration).

An increase in Special Liquor Tax funds, combined with level funding for providers, has let to a substantial unexpended cash balance in the fund. Based upon financial projections for 2000, it is anticipated that \$200,000 could be available for pilot projects, research and development, and new programs which demonstrate promising approaches to addressing alcohol and substance abuse. It is recommended that only those providers who met or exceeded contract expectations be allowed apply for this pool of funding. It is anticipated that other agencies and organizations will be interested in developing pilot programs or responding to research and development needs and this pool of funds should be available to them as well (if they make an adequate showing of their ability to measure outcomes). Based upon the research, the following needs have been identified:

? A case management system which manages the family's involvement with multiple agencies and the corresponding progress of the entire family. Such a system would also encourage communication and collaboration among agencies.

? Prevention programs which focus on education for youth and the youth's family.

? Treatment programs, especially intensive residential treatment programs.

The change in the governance and administration of Special Liquor Tax Funds will require amendments to current ordinances.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Discussion was had regarding the 15 percent penalty recommended for the two agencies that did not comply with all requirements and it was explained that, while the providers should take City Council concerns seriously, they provide very valid and unique services to the City.

Motion --
-- carried

Pisciotta moved the funding levels for providers, the change in governance and privatization of administration be approved; and staff be authorized to enter into contracts. Motion carried 6 to 0.

WEST CENTRAL

CONSTRUCTION ON WEST CENTRAL - I-235 TO MERIDIAN. (District V)

Mike Lindebak

City Engineer reviewed the Item.

Agenda Report No. 99-1272.

The City Council previously approved construction funding for two projects that will provide for reconstructing and widening Central to five lanes from Meridian to West Street and from West Street to I-235. Both projects are funded in part by Federal Funds administered through the Kansas Department of Transportation (KDOT). As the projects were developed, staff anticipated that construction of the section from Meridian to West Street would begin in mid 1999 and be completed in early 2000, and the construction of section between West Street and I-235 would begin in mid 1999 and also be completed in early 2000.

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Concurrently, with the development of plans to reconstruct the two segments of Central, plans were also being prepared to improve the section of Zoo Boulevard inside the City limits from 13th to and through the interchange with I-235. During the development of these plans, KDOT decided to participate in this project and authorized funding to reconstruct and widen the off ramps. As the plans for this entire project were being prepared, Staff and members of the City Council felt that this project should be given a high priority because of the traffic congestion in this area and also to expand the traffic carrying capacity of the interchange area to help serve the tremendous traffic growth in the Zoo Boulevard/West 21st Corridor. The City Council authorized construction funding for the project and directed Staff to proceed with the construction project. Construction began in January 1999 and was substantially complete by September 1, 1999.

Because of the proximity of Zoo Boulevard and I-235 to the two sections of Central, Staff recommended that construction on Central be delayed until Zoo Boulevard was substantially open to at least two lanes of traffic in each direction. As indicated, this occurred by September 1, 1999. However, at that time the Sedgwick County project to widen the Zoo Boulevard Bridge over the Big Ditch was under construction and traffic on Zoo Boulevard was limited to one lane in each direction. Thus, the projects on Central were delayed even further.

At this time, the Contractor performing the County bridge widening project anticipates being able to open Zoo Boulevard to two lanes of traffic in each direction before the end of the year. Based on this, Staff recommends that the Council authorize construction to begin on the two sections of Central after January 1, 2000. If construction is allowed to commence in early 2000, all work should be done before the end of 2000. Staff feels that it is important to complete these two projects before the end of 2000 because another project to widen Central through the Ridge Road intersection is tentatively scheduled to begin construction in the late fall of 2000.

Two-way traffic flow will be carried on all of the Central projects throughout the construction periods.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Knight moved that construction be authorized to commence in January 2000. Motion carried 6 to 0. (Gale absent)

UBI REVISION

REVISION OF UBI FINANCIAL SERVICES, INC., DEVELOPER AGREEMENT. (District I)

Tom Smith

Grants In Aid Coordinator reviewed the Item.

Agenda Report No. 99-1273.

On September 13, 1994, the City entered into a Developer Agreement with UBI Financial Services, Inc. (now Commerce Bank) to develop the Northeast Community Investment project on 21st Street. The Northeast Community Investment Project consists of several components. One of the components is a 76-unit senior residence facility and a senior center known as Plaza North Residences, 2113 North Madison. This component, completed by Mennonite Housing and UBI Financial Services, Inc., is completed and occupied. UBI Financial Services is selling its interest in the Plaza North Residences and the new buyers, Plaza North Residences, L.C. requested the City revise the Development Agreement to reflect the change in ownership and related matters.

A revised Developer Agreement has been prepared to fully replace the existing UBI Developer Agreement. The changes to the Agreement include the following elements:

1. Payment of Developer Fees for the remaining 7 years of the first term has been changed from annual payments to a lump sum net present value payment. Developer Fees for subsequent terms remain unchanged.
2. City's environmental indemnification has been expanded to cover the new buyer, Plaza North Residence, L.C.
3. The City has included specific requirements for compliance with CDBG regulations regarding the long-term use of the Senior Center (and any subsequent change of use). The City will continue to retain the option to purchase the Senior Center for \$1 dollar at the end of 30 years.

These modifications and the updated Developer Agreement are not material changes. They accurately state the current status of the property and recognize the new ownership.

There are no material changes in the financial structure of the revised Developer Agreement. The Developer Fees due during the remaining 7 years of the first term are reduced from \$46,500 (payable annual installments of \$6,000) to a lump sum net present value of \$39,020.

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Senior Services, Inc. will separately execute a new, 40 year sublease and use agreement for the Senior Center with Plaza North Residences, L.C.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion -- carried

Rogers moved that the Agreement be approved and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

CITY COUNCIL AGENDA

APPOINTMENTS.

BOARD APPOINTMENTS.

Motion --

Lambke appointed Dave Bayouth to the Airport Advisory Board and moved that the appointment be approved.

Mayor Knight

Mayor Knight said a better way should be found for Mr. Bayouth to serve the community.

-- failed

Motion failed 4 to 2. (Gale absent) Cole, Martz, Pisciotte, Knight - No.

Motion --

Rogers reappointed William Sanders to the Park Board and moved that the appointment be approved. Motion carried 6 to 0. (Gale absent)

-- carried

PROCLAMATIONS:

PROCLAMATIONS:

Motion -- carried

Knight moved that the issuance of proclamations be approved. Motion carried 6 to 0. (Gale absent)

CONSENT AGENDA

BOARD OF BIDS

REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED DECEMBER 13, 1999.

Bids were opened December 10, 1999, pursuant to advertisements published on:

PUBLIC WORKS DEPARTMENT/STORM WATER MANAGEMENT DIVISION: Repair of Pumps at Storm Water Pump Station No. 1. (133116)

Fairbanks Morse - \$68,863.00 (Base bid)
Utility Contractors - \$259,700.00 (Total base bid)
\$ 9,000.00 (Add alternate no. 1)
\$15,000.00 (Add alternate no. 2)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Fabricate and Install Handrail at Century II. (130823)

Starflite Manufacturer Company, Inc. - \$7,625.00 (Total net bid)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Front Deck and Rotary Mowers. (173781)

Wichita Tractor Company - \$4,579.00 (Total item 1)
\$7,900.00 (Total item 2)
Outdoor Equipment - \$11,404.00 (Item 3A - 4 x 2 60"/per each)
\$280.00 (Item 3 - 72" add/option 1)
Price Brothers Equipment - \$13,559.00 (Item 3B - 4x4 60"/per each)
\$537.00 (Item 3 - 72" add/option 1)
Modern Distributing Co. - \$32,931.00 (Total item 4)

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PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Cab and Chassis. (184804, 183632, 132225, and 130807)

Copeland Trucks, Inc. - \$108,700.00 (Total Group I/per vehicle)
Kansas Truck Center - \$80,421.00 (Total Group II/per vehicle)
\$122,754.00 (Total Group III/per vehicle)
\$ 96,510.00 (Total Group IV/per vehicle)
\$51,877.00 (Total Group V/per vehicle)
\$ 1,000.00 (Option)
Mel Hambelton Ford, Inc. - \$42,990.00 (Group VI total/per vehicle)
Standard (Group VI - total option 1/per vehicle)
Standard (Group VI - total option 2/per vehicle)
Standard (Group VI - total option 3/per vehicle)
Standard (Group VI - total option 4/per vehicle)
Kansas Truck Center - \$87,328.00 (Group VII - total per vehicle)
<\$6,000.00> (Group VII - total option <Deduct>)
Don Hattan Chevrolet, Inc. - \$52,000.00 (Group VIII - total per vehicle)
Standard (Group VIII - total option 1/per vehicle)
\$ 478.00 (Group VIII - total option 111/per vehicle)
\$1,463.00 (Group VIII - total option IV/per vehicle)
Kansas Truck Center - \$49,803.00 (Group IX - total item 1/per vehicle)
Don Hattan Chevrolet, Inc. - \$52,200.00 (Group IX - total item 2/per vehicle)

PARK DEPARTMENT/MAINTENANCE DIVISION: Herbicides. (173732)

Vegetation Management Supply - \$3,671.25 (Total item 1)
\$7,676.25 ((Total item 2)
Van Diest Supply Co. - \$ 391.50 (Total item 3)
\$1,174.50 (Total item 4)
\$ 612.00 (Total item 5)
BWI Springfield - \$ 732.50 (Total item 6)
\$1,831.25 (Total item 7)
Estes Chemicals Inc. - \$145.80 (Total item 8)
Van Diest Supply Co. - \$577.03 (Total item 9)
Estes Chemicals Inc. - \$2,090.00 (Total item 10)
\$4,560.00 (Total item 11)

WATER & SEWER DEPARTMENT/WATER DISTRIBUTION DIVISION: Waterwork Supplies. (183327)

Wichita Winwater Works - \$2,262.00** (Total item 1)
Water Products, Inc. - \$1,453.00* (Total item 2)
US Filter/Waterpro - \$256.60* (Total item 3)
\$256.60* (Total item 4)
\$267.20* (Total item 5)
\$267.20* (Total item 6)
Water Products Inc. - \$1,272.00* (Total item 8)
Hajoca Corporation - \$3,948.00* (Total item 9)
US Filter/Waterpro - \$1,836.00* (Total item 10)
Water Products Inc. - \$3,607.70* (Total item 11)
Wichita Winwater Works - \$2,197.90** (Total item 12)
\$1,679.20** (Total item 13)
Hajoca Corporation - \$1,222.52* (Total item 14)
Wichita Winwater Works - \$932.00** (Total item 15)
Hajoca Corporation - \$511.10* (Total item 16)
\$647.92* (Total item 17)
Water Products Inc. \$5,866.00* (Total item 18)
Wichita Winwater Works - \$ 501.50** (Total item 19)
\$1,090.20** (Total item 20)

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Hajoca Corporation - \$1,222.52* (Total item 21)
\$ 221.01* (Total item 22)
Wichita Winwater Works - \$905.92** (Total item 23)
*Net 30
**2% - Thirty

WATER & SEWER DEPARTMENT/WATER DISTRIBUTION DIVISION: Water Meters. (181222)

Sensus Technologies Inc. – \$22,627.68* – (Total net bid)
*Plus applicable sales tax

WATER & SEWER DEPARTMENT/SEWAGE TREATMENT DIVISION: Bearing Assemblies. (184119)

Graue-Hewitt & Affiliates - \$26,108.00 (Total net bid)

POLICE DEPARTMENT/AIR SECTION DIVISION: Helicopter Engine. (600528)

Airparts Co. Inc. - \$36,092.00 (Total item 1)
\$10,350.00 (Total item 2/core charge exchange to be Refunded)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Replacement of Doors, Frames and Plumbing Fixtures at Various Park Buildings. 130823)

Overhead Door Company - \$7,650.00 (Group I/lump sum total)
Piping & Equipment Co., Inc. - \$10,333.00 (Group II – lump sum total/ base bid)
\$10,900.00 (Group II – lump sum total/ option 1)
\$ 1,911.00 (Group II – lump sum total/ option 2)

PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Directional Boring. (706648)

Phillips Southern Electric Company, Inc. - \$8,482.50 (Total net bid)

WATER & SEWER DEPARTMENT/MAINTENANCE DIVISION: Panasonic Toughbook 45. (184804)

Government Technology Services Inc. - \$4,298.00 (Total net bid)

AIRPORT DEPARTMENT: Custom Built Computer Rack. (500538)

Wright Line Inc. - \$5,275.49 (Total net bid)

POLICE DEPARTMENT: Handguns. (602104)

OMB Police Supply - \$51,350.00 (Total net bid)

PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Hydraulic Paving Breaker. (132225)

Murphy Tractor & Equipment - \$12,200.00 (Total item 1)
White Star Machinery – \$716.80 (Total Item 2)

POLICE DEPARTMENT/AIR SECTION DIVISION: Helicopter Parts. (083931)

Air Flite, Inc. - \$ 467.07 (Item 1/total net bid)
\$ 311.38 (Item 2/total net bid)
\$ 591.96 (Item 3/total net bid)
\$ 518.46 (Item 4/total net bid)
\$5,175.63 (Item 5/total net bid)
\$3,524.10 (Item 6/total net bid)
\$1,922.28 (Item 7/total net bid)
\$ 49.76 (Item 8/total net bid)

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\$ 24.96 (Item 9/total net bid)
\$ 3.71 (Item 10/total net bid)
\$ 345.38 (Item 11/total net bid)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Parallelogram Flush-Mounted Vehicle Lift. (130807)

Myers Brothers - \$62,465.27 (Total net bid)

WATER & SEWER DEPARTMENT/SEWER MAINTENANCE DIVISION: Van Mounted Color TV Inspection System Installation. (184804)

Utility Maintenance Contractors, LLC - \$47,544.00 (Total net bid)
\$ 706.00 (Total option 2/per set)
\$ 476.00 (Total option 3/lump sum)
\$14,840.00 (Total option 4/per each)

PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Traffic Signal Equipment. (706648)

Mid American Signal - \$45,855.00 (Group I/total net bid)
Gades Sales Co., Inc. - \$8,417.00 (Group III/total net bid)
Mid American Signal - \$1,140.00 (Group IV/total net bid)
Gades Sales Co., Inc. - \$10,919.95 (Group V/total net bid)
Mid American Signal - \$48,863.00 (Group VI/total net bid)

PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Portable Welder/Generator. (132225)

Kansas Oxygen Inc. \$9,536.00 (Total net bid)

WATER & SEWER DEPARTMENT/SEWER MAINTENANCE DIVISION: Mini Camera System. (184804)

Baker Equipment Company, Inc. - Award \$29,402.66 (quantity reduced from three each to two each)

PARK DEPARTMENT/RECREATION DIVISION: Soccer Goals and Equipment. (785725)

BSN Sports - \$6,547.62 (Group I - total net alternate bid)
Rusty's Outdoor Sports - \$6,690.00 (Group II - total net alternate bid)

PUBLIC WORKS DEPARTMENT/FLEET & BUILDINGS DIVISION: Rental of Shop Uniforms. (130807)

Aramark Uniform Services Inc. - \$ 0.41 (Total item 1/per each)
\$ 0.41 (Total item 2/per each)
\$ 0.44 (Total item 3/per each)
\$ 0.66 (Total item 4/per each)
\$ 0.74 (Total item 5/per each)
\$ 0.58 (Total item 6/per each)
\$ 0.69 (Total item 7/per each)
\$ 0.41 (Total item 8/per each)
\$ 0.41 (Total item 9/per each)
\$ 0.44 (Total item 10/per each)
\$12.00 (Total item 11/per each)
\$12.00 (Total item 12/per each)
\$14.00 (Total item 13/per each)
\$16.50 (Total item 14/per each)
\$20.00 (Total item 15/per each)
\$16.00 (Total item 16/per each)
\$20.00 (Total item 17/per each)
\$12.00 (Total item 18/per each)
\$12.00 (Total item 19/per each)
\$14.00 (Total item 20/per each)

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Motion --
-- carried

Knight moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

LICENSE APPS.

APPLICATION FOR LICENSES FOR ADULT ENTERTAINMENT ESTABLISHMENTS/SERVICES.

Renewal Adult Entertainment:

Valerie Washington	Camelot Theater	1519 South Oliver
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Motion --carried

Knight moved that the license be approved subject to Staff approval. Motion carried 6 to 0. (Gale absent)

APPLICATIONS FOR LICENSES TO RETAIL CEREAL MALT BEVERAGES:

<u>Renewal</u>	<u>1999</u>	<u>(Consumption on Premises)</u>
Rick L. Schroer	Playtime Inc., dba Rose Bowl East*	7001 East Kellogg
Gary R. Batenhorst	Godfather's Pizza #17021	4840 South Broadway
Gary R. Batenhorst	Godfather's Pizza #17020	1675 South Rock Road
Gary R. Batenhorst	Godfather's Pizza #17024	8728 West Central
<u>New Establishment</u>	<u>1999</u>	<u>(Consumption on Premises)</u>
Cheryl Gehlen	Annex Lounge	6305 East Harry
Doug E. Beckham	Lenora's Place	1528 South Washington

*General/Restaurant -- 50% or more of gross receipts derived from sale of food.

Motion -- carried

Knight moved that the licenses be approved subject to Staff approval. Motion carried 6 to 0. (Gale absent)

PLANS AND SPECS

PLANS AND SPECIFICATIONS.

a. War Industries Sewer Relief Line Phase 2 from Hillside to Pawnee (468-82981/623306/533322) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date January 6, 1998 (District III)

b. Lateral 38, Main 15, Southwest Interceptor Sewer to serve Unplatted Tract (north of 21st Street North, east of Ridge) (468-82995/743801/480489) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date June 8, 1999 (District V)

Motion --
-- carried

Knight moved that the Plans and Specifications be approved and advertised for bids to be submitted to the Board of Bids and Contracts by 10:00 a.m., January 7, 2000. Motion carried 6 to 0. (Gale absent)

SUBDIVISION PLANS AND SPECIFICATIONS.

There were no subdivision plans and specifications considered.

PRELIMINARY EST.

PRELIMINARY ESTIMATES:

a. Water line relocations in connection with Seneca and Maple - intersection of Seneca and Maple. (448-89079/634733/544128) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 1/26/1999. (District IV) - \$417,502.25

b. Sanitary sewer replacement in Maple from the alley west of Dodge to the Alley east of Dodge - Maple at Dodge. (468-82647/621466/533257) One lane of traffic in each direction to be maintained during construction using flagpersons and barricades. City Council approval date: 1/26/1999. (District IV) - \$39,638.30

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c. 1999 Planeview sanitary sewer rehabilitation Phase A - east of Hillside, north of 31st Street South. (468-83051/622226/649334) One lane of traffic in each direction to be maintained during construction using flagpersons and barricades. City Council approval date: 1/26/1999. (District III) - \$79,249.92

d. 1999 Planeview sanitary sewer reconstruct Phase 1 - east of Hillside, north of 31st Street South. (468-83052/622227/649335) Traffic to be maintained during construction using flagpersons and barricades. City Council approval date: 1/26/1999. (District III) - \$322,795.00

e. Meadow Pass from the south line of Lot 9, Block 1, to the east line of Lot 10, Block 5; Pepper Ridge from the north line of Meadow Pass to the north line of Lot 1, Block 5; Meadow Pass Court, serving Lots 9 through 15, Block 1; Meadow Pass Court, serving Lots 23 through 29, Block 4; and sidewalk along the east and south line of Meadow Pass from the south line of Lot 9, Block 1, to the east line of Lot 10, Block 5. to serve Northridge Lakes Addition - South of 29th Street North, east of Tyler. (472-82890/765605 /490716) Does not affect existing traffic. City Council approval date: 12/9/1997. (District V) - \$350,000.00

f. Lateral 21, Main 9, Sanitary Sewer No. 23 to serve Frank and Johnny's Addition - north of 37th Street North, west of Rock Road. (468-81835/743816/480504) Does not affect existing traffic. City Council approval date: 3/1/1988. (District II) - \$40,184.00

g. Water distribution system to serve Belriv Addition - north of Kellogg, west of 159th Street East. (448-89395/734941/470611) Does not affect existing traffic. City Council approval date: 6/8/1999. (District II) - \$55,640.00

Motion -- carried

Knight moved that the Preliminary Estimates be approved and filed. Motion carried 6 to 0. (Gale absent)

EASEMENT

EASEMENT:

Sidewalk easement dated November 29, 1999 from Clairbel Sisk for Lots 34 and 36, Green Street Addition.. (132001).

Motion -- carried

Knight moved that the easement be accepted. Motion carried 6 to 0. (Gale absent)

STATEMENTS OF COST STATEMENTS OF COST:

a. Improving Ridge Road from 21st Street North to 29th Street North to serve Lake Ridge Commercial Second Addition, Reflection Ridge Commercial Addition, and Reflection Ridge Commercial Second Addition - north of 21st Street North, east and west of Ridge Road. Total cost - \$2,142,693.00 (plus idle fund interest - \$17,080.63, plus temporary note interest - \$42,660.37) Financing issued at this time - \$2,202,434.00. (706382/472-82735/405-192)

b. Improving Wild Rose/Forest Lakes to serve Forest Lakes Addition - north of 29th Street North, west of Ridge Road. Total cost - \$167,174.00 (plus idle fund interest - \$92.00, plus temporary note interest - \$4,100.00). Financing issued at this time - \$171,366.00. (765568/472-82326/490-679)

c. Improving Ridge Port, Shadow Lakes, Ridge Port Courts, Ridge Port Circle, Westwind Bay, Westwind Bay Courts and sidewalk to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$774,805.00 (plus idle fund interest - \$11,010.26, plus temporary note interest - \$29,897.74). Financing issued at this time - \$815,713.00. (765024/472-89246/490-604)

d. Improving accel/decel lane on 21st and a water system to serve Lot 11, Block 2, Horseshoe Lake Addition - north of 21st Street North, east of Ridge Road. Total cost - \$74,158.00 (plus idle fund interest - \$1,492.00, plus temporary note interest - \$1,925.00). Financing issued at this time - \$77,575.00. (765579/472-83102/490-690)

e. Improving Hendryx Avenue from the east line of Julia to the west line of Hoover Street and sidewalk to serve West Kellogg Power Center Addition - north of Kellogg, west of Hoover. Total cost - \$215,076.00 (plus idle fund interest - \$200.58, plus temporary note interest - \$8,303.42). Financing issued at this time - \$223,580.00. (765549/472-82756/490-660)

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- f. Improving Bullinger from the north line of 25th Street North to 120 feet north of the north line of 26th Street North - south of 29th Street North, west of Meridian. Total cost - \$120,819.00 (plus idle fund interest - \$3,807.00, plus temporary note interest - \$2,800.00). Financing issued at this time - \$127,426.00. (765263/472-82943/490-628)
- g. Improving Edwards from Elm to Ninth Street North to serve Sim Park Gardens, Osteopathic and McLean Park Additions - north of Central, west of McLean Boulevard. Total cost - \$241,839.00 (plus idle fund interest - \$5,710.46, plus temporary note interest - \$10,134.54). Financing issued at this time - \$257,684.00. (764928/472-82930/490-594).
- h. Improving Lateral 379, Southwest Interceptor Sewer to serve Oak Ridge Second Addition - north of 29th Street North, east of Tyler Road. Total cost - \$105,723.00 (plus idle fund interest - \$3,220.00, plus temporary note interest - \$2,250.00). Financing issued at this time - \$111,193.00. (743797/468-82723/480-485)
- i. Improving Lateral 430, Southwest Interceptor Sewer to serve and Unplatted Tract - south of 55th Street South, east of Meridian. Total cost - \$12,000.00 (plus idle fund interest - \$81.00, plus temporary note interest - \$250.00). Financing issued at this time - \$12,331.00. (743802/468-82996/480-490)
- j. Improving Lateral 400, Southwest Interceptor Sewer to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$1,295,496.00 (plus idle fund interest - \$25,488.99, plus temporary note interest - \$68,600.01). Financing issued at this time - \$1,389,585.00. (743534/468-82840/480-444)
- k. Improving Lateral 382, Southwest Interceptor Sewer to serve Forest Lakes West Addition - north of 29th Street North, east of Tyler Road. Total cost - \$68,907.00 (plus idle fund interest - \$1,286.00, plus temporary note interest - \$1,625.00). Financing issued at this time - \$71,818.00. (743799/468-82767/480-497)
- l. Improving Lateral 431, Southwest Interceptor Sewer to serve The Legacy Addition - south of MacArthur, west of Meridian. Total cost - \$130,335.00 (plus idle fund interest - \$988.00, plus temporary note interest - \$3,125.00). Financing issued at this time - \$134,448.00. (743803/468-82997/480-491)
- m. Improving Lateral 21, Main 13, Southwest Interceptor Sewer to serve Hunters Ridge and Pawnee Mesa Additions - north of Pawnee, west of Maize Road. Total cost - \$90,445.00 (plus idle fund interest - \$3,292.00, plus temporary note interest - \$2,000.00). Financing issued at this time - \$95,737.00. (743795/468-82971/480-483)
- n. Improving Lateral 21, Cowskin Interceptor Sewer to serve Auburn Hills Clubhouse and Auburn Hills Commercial Second Addition - south of Maple, west of 135th Street West. Total cost - \$16,323.00 (plus idle fund interest - \$605.00, plus temporary note interest - \$300.00). Financing issued at this time - \$17,228.00. (743794/468-82982/480-482)
- o. Improving Storm Water Sewer #496 to serve Lark Sixth Addition - south of Kellogg, east of 119th Street West. Total cost - \$128,537.00 (plus idle fund interest - \$2,273.01, plus temporary note interest - \$4,876.99). Financing issued at this time - \$135,687.00. (751149/468-82796/485-149)
- p. Improving Storm Water Sewer #524 to serve Hunters Ridge and Pawnee Mesa Additions - north of Pawnee, east of 119th Street West. Total cost - \$178,000.00 (plus idle fund interest - \$288.00, plus temporary note interest - \$4,200.00). Financing issued at this time - \$182,488.00. (751277/468-82972/485-168)
- q. Improving Storm Water Sewer #520 to serve Lindsay's Orchard Addition - north of Pawnee, west of Maize Road. Total cost - \$105,137.00 (plus idle fund interest - \$147.96, plus temporary note interest - \$3,792.04). Financing issued at this time - \$109,077.00. (751276/468-82944/485-167)
- r. Improving compaction for Storm Water Sewer #503 to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road. Total cost - \$47,923.00 (plus idle fund interest - \$124.20, plus temporary note interest - \$2,722.80). Financing issued at this time - \$50,770.00. (751230/468-82909/485-158)
- s. Improving Storm Water Sewer #516 to serve Sim Park Gardens, Osteopathic and McLean Park Additions - north of Central, west of McLean. Total cost - \$38,776.00 (plus idle fund interest - \$2,519.00, plus temporary note interest - \$1,000.00). Financing issued at this time - \$42,295.00. (751248/468-82914/485-159)
- t. Improving Storm Water Sewer #518 to serve Balthrop Addition - north of Central, east of Greenwich Road. Total cost - \$139,947.00 (plus idle fund interest - \$2,742.02, plus temporary note interest - \$5,019.98). Financing issued at this time - \$147,709.00. (751255/468-82924/485-160)

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- u. Improving Storm Water Sewer #503 to serve Newmarket Square Addition and Unplatted Tracts #1, 2 & 3, now platted as Evergreen Addition - north of 21st Street North, west of Maize Road. Total cost - \$605,425.00 (plus idle fund interest - \$13,787.79, plus temporary note interest - \$25,866.21). Financing issued at this time - \$645,079.00. (751222/468-82817/485-157)
- v. Improving Storm Water Sewer #522 to serve Auburn Hills Eighth Addition - south of Maple, east of 135th Street West. Total cost - \$68,911.00 (plus idle fund interest - \$112.90, plus temporary note interest - \$2,314.10). Financing issued at this time - \$71,338.00. (751275/468-82956/485-166)
- w. Improving Storm Water Sewer #517 to serve Harbor Isle Second Addition - south of 53rd Street North, east of Meridian. Total cost - \$172,125.00 (plus idle fund interest - \$5,388.00, plus temporary note interest - \$4,100.00). Financing to be issued at this time - \$181,613.00. (751272/468-82916/485-163)
- x. Improving Storm Water Sewer #497 to serve Auburn Hills Fifth Addition - north of Kellogg, east of 151st Street West. Total cost - \$717,138.00 (plus idle fund interest - \$18,788.49, plus temporary note interest - \$30,803.51). Financing issued at this time - \$766,730.00. (751172/468-82807/485-152)
- y. Improving Storm Water Sewer #501 to serve Prairie Woods Second Addition - north of Pawnee, west of Maize Road. Total cost - \$34,609.00 (plus idle fund interest - \$76.00, plus temporary note interest - \$800.00). Financing issued at this time - \$35,485.00. (751273/468-82824/485-164)
- z. Improving water distribution system to serve Simmon's Park Addition - north of 55th Street South, east of Meridian. Total cost - \$65,815.00 (plus idle fund interest - \$24.22, plus temporary note interest - \$2,744.78). Financing issued at this time - \$68,584.00. (734889/448-89287/470-566)
- aa. Improving water distribution system to serve Oak Ridge Second Addition - north of 29th Street North, east of Tyler Road. Total cost - \$46,229.00 (plus idle fund interest - \$1,266.00, plus temporary note interest - \$1,125.00). Financing issued at this time - \$48,620.00. (734924/448-89153/470-594)
- bb. Improving water distribution system to serve Janzen Second Addition - north of 31st Street South, east of West Street. Total cost - \$8,655.04 (plus idle fund interest - \$450.96, plus temporary note interest - \$0.00). Financing issued at this time - \$9,106.00. (734926/448-89386/470-596)
- cc. Improving water distribution system to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$162,749.00 (plus idle fund interest - \$2,031.99, plus temporary note interest - \$9,647.01). Financing issued at this time - \$174,428.00. (734566/448-89265/470-534)
- dd. Improving water distribution system to serve Forest Lakes West Addition - north of 29th Street North, east of Tyler Road. Total cost - \$26,499.00 (plus idle fund interest - \$1,147.00, plus temporary note interest - \$0.00). Financing issued at this time - \$27,646.00. (734927/448-89203/470-597)
- ee. Improving water Supply Line to serve Auburn Hills Fifth Addition - north of Kellogg, east of 151st Street West. Total cost - \$149,465.00 (plus idle fund interest - \$6,178.93, plus temporary note interest - \$8,156.07). Financing issued at this time - \$163,800.00. (734533/448-89233/470-531)
- ff. Improving water distribution system to serve Auburn Hills Eighth Addition - south of Maple, east of 135th Street West. Total cost - \$77,951.00 (plus idle fund interest - \$85.38, plus temporary note interest - \$2,908.62). Financing issued at this time - \$80,945.00. (734908/448-89360/470-578)
- gg. Improving water distribution system to serve Simmon's Park Addition, Campus Complex Addition, Slade's First Subdivision and Unplatted Tract - north of 55th Street South, east of Meridian. Total cost - \$47,654.00 (plus idle fund interest - \$76.80, plus temporary note interest - \$1,900.20). Financing issued at this time - \$49,631.00. (734871/448-89286/470-565)
- hh. Improving water distribution system along Sabin, north of Harry to serve Hecox Third Addition - north of Harry, west of West Street. Total cost - \$24,451.00 (plus idle fund interest - (\$28.84), plus temporary note interest - \$1,266.84). Financing issued at this time - \$25,689.00. (734293/448-89225/470-507)

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- ii. Improving water distribution system to serve Unplatted Tracts and Maize State Bank Addition - north of 51st Street North, west of Little Arkansas River. Total cost - \$926,063.00 (plus idle fund interest - \$14,401.03, plus temporary note interest - \$57,077.97). Financing issued at this time - \$997,542.00. (734186/448-89215/470496)
- jj. Improving water distribution system to serve Vanview Addition - north of 57th Street North, west of Seneca. Total cost - \$12,888.06 (plus idle fund interest - \$1,493.94, plus temporary note interest - \$540.00). Financing issued at this time - \$14,922.00. (734285/448-89226/470-506)
- kk. Improving water distribution system to serve Lindsay's Orchard Addition - north of Pawnee, west of Maize Road. Total cost - \$32,924.00 (plus idle fund interest - \$26.58, plus temporary note interest - \$1,058.42). Financing issued at this time - \$34,009.00. (734914/448-89353/470-584)
- ll. Improving water distribution system to serve Garden Meadows Addition - north of Douglas, west of 127th Street East. Total cost - \$14,392.00 (plus idle fund interest - \$414.00, plus temporary note interest - \$0.00). Financing issued at this time - \$14,806.00. (734919/448-89355/470-589)
- mm. Improving water distribution system to serve Pebblebrook Addition - north of Pawnee, west of Webb Road. Total cost - \$45,504.00 (plus idle fund interest - \$1,391.00, plus temporary note interest - \$1,000.00). Financing issued at this time - \$47,895.00. (734925/448-89385/470-595)
- nn. Improving water distribution system to serve Harbor Isle Second Addition - south of 53rd Street North, east of Meridian. Total cost - \$94,038.00 (plus idle fund interest - \$150.56, plus temporary note interest - \$5,765.44). Financing issued at this time - \$99,954.00. (734573/448-89272/470-535)
- oo. Improving water supply line to serve Oak Ridge Second Addition (north of 29th Street North, east of Tyler Road). Total cost - \$42,943.00 (plus idle fund interest - \$1,191.00, plus temporary note interest - \$1,000.00). Financing issued at this time - \$45,134.00. (734923/448-89151/470-593)
- pp. Improving water distribution system to serve Rocky Creek Third Addition - north of 13th Street North, east of 127th Street East. Total cost - \$49,505.00 (plus idle fund interest - \$129.80, plus temporary note interest - \$1,900.20). Financing issued at this time - \$51,535.00. (734899/448-89098/470-569)
- qq. Improving water distribution system to serve Hunters Ridge and Pawnee Mesa Additions - north of Pawnee, west of Maize Road. Total cost - \$89,766.00 (plus idle fund interest - \$137.00, plus temporary note interest - \$2,125.00). Financing issued at this time - \$92,028.00. (734922/448-89374/470-592)
- rr. Improving water distribution system to serve Auburn Hills Ninth Addition - south of Maple, east of 135th Street West. Total cost - \$41,881.00 (plus idle fund interest - \$111.66, plus temporary note interest - \$1,432.34). Financing issued at this time - \$43,425.00. (734909/448-89361/470-579)
- ss. Improving water supply line to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$171,814.00 (plus idle fund interest - \$3,836.34, plus temporary note interest - \$7,178.66). Financing issued at this time - \$182,829.00. (734558/448-89264/470-533)
- tt. Improving water distribution system to serve Auburn Hills Commercial Addition and Auburn Hills Commercial Second Addition - south of Maple, east of 135th Street West. Total cost - \$36,352.00 (plus idle fund interest - \$39.00, plus temporary note interest - \$875.00). Financing issued at this time - \$37,266.00. (734918/448-89156/470-588)
- uu. Improving water distribution system to serve Auburn Hills Seventh Addition, Auburn Hills Eighth Addition, Auburn Hills Ninth Addition, and Unplatted Tracts D, E, F, G and H - south of Maple, west of 119th Street West. Total cost - \$117,509.00 (plus idle fund interest - \$72.80, plus temporary note interest - \$3,650.20). Financing issued at this time - \$121,232.00. (734917/448-89359/470-587)
- vv. Improving water supply line to serve Reece Farms Estates Addition - north of Kellogg, west of 135th Street West. Total cost - \$646,107.00 (plus idle fund interest - \$24,895.32, plus temporary note interest - \$28,598.68). Financing issued at this time - \$699,601.00. (734517/448-89240/470-529)

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ww. Improving water distribution system to serve Fruitvale Park Addition and Kell Hawkins Addition - north of Central, east of Hoover. Total cost - \$30,739.00 (plus idle fund interest - \$554.06, plus temporary note interest - \$1,477.94). Financing issued at this time - \$32,771.00. (734915/448-89277/470-549)

xx. Improving water distribution system to serve Lot 1, Block 5, Kell Hawkins Addition - south of Central, east of Hoover. Total cost - \$1,275.00 (plus idle fund interest - \$38.00, plus temporary note interest - \$0.00). Financing issued at this time - \$1,313.00. (734929/448-89391/470-599)

yy. Improving water distribution system to serve Lot 3, Block 2, Kell Hawkins Addition - south of Central, east of Hoover. Total cost - \$1,275.00 (plus idle fund interest - \$38.00, plus temporary note interest - \$0.00). Financing issued at this time - \$1,313.00. (734928/448-89348/470-598)

zz. Improving water distribution system along Doris to serve Fruitvale Park Addition and Kell Hawkins Addition - south of Central, east of Hoover. Total cost - \$9,999.00 (plus idle fund interest - \$12.04, plus temporary note interest - \$660.96). Financing issued at this time - \$10,672.00. (734798/448-89315/470-557)

aaa. Improving 25th Street North from the east line of Glendale to a point 43 feet west of the east line of Lot 3, lock 1, Prairie Hills, Pembroke and Pembroke Second Addition - north of 25th Street North, east of Oliver. Total cost - \$52,231.00 (plus idle fund interest - \$781.80, plus temporary note interest - \$2,002.20). Financing issued at this time - \$55,013.00. (765420/472-82429/490-644)

bbb. Improving Pembroke, Pembroke Courts and sidewalk for Pembroke Second Addition - south of 29th Street North, east of Oliver. Total cost - \$98,171.00 (plus idle fund interest - \$1,393.20, plus temporary note interest - \$3,873.80). Financing issued at this time - \$103,438.00. (765412/472-82706/490-643)

ccc. Improving Pembroke, Pembroke Court, Glendale, Glendale Court and sidewalk from Pembroke Second Addition - south of 29th Street North, east of Oliver. Total cost - \$204,000.00 (plus idle fund interest - \$3,526.08, plus temporary note interest - \$8,100.92). Financing issued at this time - \$215,627.00. (765404/472-82427/490642)

ddd. Improving accel/decel lane and major entrance on the south side of 21st Street North and Left Turn Lane with Median Channelization Improvements as necessary on 21st Street North and Accel/Decel Lanes and Major Entrance on the west side of Maize Road and Left turn Lanes with Median and Channelization Improvements as necessary to Maize Road to serve Pearson Farms Addition - south of 21st Street North, west of Maize Road. Total cost - \$220,478.62 (plus idle fund interest - \$3,156.49, plus temporary note interest - \$25,766.89). Financing issued at this time - \$249,402.00. (763342/472-81815/490-437)

eee. Improving accel/decel lane on the east side of Maize Road, from 20th Street North to 21st Street North and on the south side of 21st Street North from Maize Road to the east line of Lot 18, Block 1, Timber Ridge Second Addition; and a Left Turn Lane on 21st Street North to serve Lots 16, 17, and 18, Block 1, Timber Ridge Second Addition - south of 21st Street North, east of Maize Road. Total cost - \$259,252.85 (plus idle fund interest - \$5,763.87, plus temporary note interest - \$22,170.28). Financing issued at this time - \$287,187.00. (763334/472-82273/490-435)

fff. Improving decel lane and left turn lane at 21st Street North from the southeast corner of Lot 1, Block 1, to the southwest corner of Lot 1, Block 1, to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road. Total cost - \$70,000.00 (plus idle fund interest - \$1,619.32, plus temporary note interest - \$3,297.68). Financing issued at this time - \$74,917.00. (764860/472-82927/490-588)

ggg. Improving decel lane and left turn lane at Maize Road from the northeast corner of Lot 1, Block 1, to the southeast corner of Lot 6, Block 1, to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road. Total cost - \$237,219.63 (plus idle fund interest - \$5,445.47, plus temporary note interest - \$21,256.90). Financing issued at this time - \$263,922.00. (764878/472-82928/490-490-589)

hhh. Improving decel lane on the east side Maize Road from the south line of Chadsworth Second Addition to Sterling - north of 21st Street North, east of Maize Road. Total cost - \$18,937.70 (plus idle fund interest - \$1,318.67, plus temporary note interest - \$1,662.63). Financing issued at this time - \$21,919.00. (763334/472-82191/490-436)

iii. Improving accel/decel lane on the north side of 21st Street North from Maize Road to the east line of Chadsworth Commercial Addition and on the east side of Maize Road from 21st Street North to the north line Chadsworth Commercial Addition with Left Turn Median Improvements in 21st Street North to serve Lot 1, and

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Major Entrances to serve both Maize and 21st Street North and a Left Turn Lane in Maize Road to serve Lots 3 through 7, Chadsworth Commercial Addition - north of 21st Street North, west of Maize Road. Total cost - \$270,376.77 (plus idle fund interest - \$3,770.30, plus temporary note interest - \$26,981.93). Financing issued at this time - \$301,129.00. (763359/472-82366/490-438)

jjj. Improving Lark Lane to serve Lark Second Addition - south of Kellogg, west of Maize Road. Total cost - \$134,529.96 (plus idle fund interest - (\$12,548.96), plus temporary note interest - \$36,630.00). Financing issued at this time - \$158,611.00. (763839/472-82569/490-486)

kkk. Improving Lark Lane to serve Lark Third, Fourth and Sixth Addition - south of Kellogg, west of Maize Road. Total cost - \$262,000.00 (plus idle fund interest - \$7,533.00, plus temporary note interest - \$0.00). Financing issued at this time - \$269,533.00. (765589/472-82569/490-700)

lll. Improving Storm Water Sewer #477 to serve West Kellogg Power Center Addition - north of Kellogg, west of Hoover. Total cost - \$73,144.00 (plus idle fund interest - \$91.06, plus temporary note interest - \$2,955.94). Financing issued at this time - \$76,191.00. (751263/468-82629/485-161)

mmm. Improving Lateral 422, Southwest Interceptor Sewer to serve Lindsay's Orchard Addition - north of Pawnee, west of Maize Road. Total cost - \$107,103.00 (plus idle fund interest - \$60.96, plus temporary note interest - \$3,917.04). Financing issued at this time - \$111,081.00. (743791/468-82943/480-479)

nnn. Improving Lateral 159, Sanitary Sewer #22 to serve Unplatted Tracts - south of Patterson, west of Broadway. Total cost - \$32,050.00 (plus idle fund interest - \$539.00, plus temporary note interest - \$750.00). Financing issued at this time - \$33,339.00. (743633/468-82853/480-454)

ooo. Improving Lateral 19, Main 13, Southwest Interceptor Sewer to serve Lark Sixth Addition - south of Kellogg, east of 119th Street West. Total cost - \$92,060.00 (plus idle fund interest - \$146.20, plus temporary note interest - \$3,673.80). Financing issued at this time - \$95,880.00. (743784/468-82795/480-472)

ppp. Improving Lateral 10, District 1, Sanitary Sewer #12 to serve Sunnyside Village Addition - south of Kellogg, west of Hillside. Total cost - \$18,625.00 (plus idle fund interest - \$105.00, plus temporary note interest - \$375.00). Financing issued at this time - \$19,105.00. (743792/468-82850/480-480)

qqq. Improving lift station and force main to serve Lateral 400, Southwest Interceptor Sewer to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$518,152.00 (plus idle fund interest - \$10,133.70, plus temporary note interest - \$20,877.30). Financing issued at this time - \$549,163.00. (743525/468-82839/480-443)

rrr. Improving Lateral 74, Main 22, Southwest Interceptor Sewer to serve Mediterranean Office Park Addition - north of 29th Street North, west of Webb Road. Total cost - \$31,950.00 (plus idle fund interest - \$1,136.26, plus temporary note interest - \$1,744.74). Financing issued at this time - \$34,831.00. (743616/468-82755/480-452)

sss. Improving Lateral 114, Dry Creek Sewer 2, Sanitary Sewer #12 to serve Davis Mt. Vernon Estates - north of Mt. Vernon, east of Hillside. Total cost - \$11,070.00 (plus idle fund interest - \$31.00, plus temporary note interest - \$250.00). Financing issued at this time - \$11,351.00. (743796/468-82764/480-484)

ttt. Improving Lateral 136, Main 4, Sanitary Sewer #23 to serve Walnut Grove Addition - north of 35th Street North, west of Seneca. Total cost - \$6,900.00 (plus idle fund interest - \$388.62, plus temporary note interest - \$253.38). Financing issued at this time - \$7,542.00. (743468/468-82826/480-437)

uuu. Improving Storm Water Sewer #500 to serve Prairie Woods Second Addition - north of Pawnee, west of Maize Road. Total cost - \$110,303.00 (plus idle fund interest - \$4,918.29, plus temporary note interest - \$6,312.71). Financing issued at this time - \$121,534.00. (751164/468-82823/485-151)

vvv. Improving Lateral 59, Main 9, Sanitary Sewer #23 to serve Comotara Industrial Park Second Addition - south of 34th Street North, west of Webb Road. Total cost - \$19,632.00 (plus idle fund interest - \$484.70, plus temporary note interest - \$802.30). Financing issued at this time - \$20,919.00. (743765/468-82923/480-467)

www. Improving Storm Water Sewer #523 to serve Auburn Hills Ninth Addition - south of Maple, east of 135th Street West. Total cost - \$65,371.00 (plus idle fund interest - \$154.48, plus temporary note interest - \$2,447.52). Financing issued at this time - \$67,973.00. (751274/468-82957/485-165)

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xxx. Improving lift station and force main to serve Evergreen and Newmarket Square Additions - north of 21st Street North, west of Maize Road. Total cost - \$193,497.00 (plus idle fund interest - \$4,389.92, plus temporary note interest - \$7,937.08). Financing issued at this time - \$205,824.00. (743708/468-82906/480-461)

yyy. Improving Lateral 29, Main 1, Cowskin Interceptor Sewer to serve Hughes and Blasi Park Additions - south of Kellogg, east of 119th Street West. Total cost - \$33,543.00 (plus idle fund interest - \$102.16, plus temporary note interest - \$1,266.84). Financing issued at this time - \$34,912.00. (743782/468-82933/480-470)

zzz. Improving Lateral 396, Southwest Interceptor Sewer to serve Prairie Woods Second Addition - north of Pawnee, west of Maize Road. Total cost - \$124,331.00 (plus idle fund interest - \$5,470.88, plus temporary note interest - \$6,982.12). Financing issued at this time - \$136,784.00. (743476/468-82821/480-438)

aaaa. Improving Lateral 404, Southwest Interceptor Sewer to serve Simmons Park Addition - north of 55th Street South, east of Meridian. Total cost - \$190,416.00 (plus idle fund interest - \$443.92, plus temporary note interest - \$6,959.08). Financing issued at this time - \$197,819.00. (743773/468-82864/480-468)

bbbb. Improving Lateral 3, Main 2, Cowskin Interceptor Sewer to serve Auburn Hills Ninth Addition - south of Maple, east of 119th Street West. Total cost - \$91,785.00 (plus idle fund interest - \$166.96, plus temporary note interest - \$3,442.04). Financing issued at this time - \$95,394.00. (743789/468-82955/480-477)

cccc. Improving Lateral 120, War Industries Sewer to serve Pebblebrook Addition - north of Pawnee, west of Webb Road. Total cost - \$60,209.00 (plus idle fund interest - \$2,011.00, plus temporary note interest - \$1,250.00). Financing issued at this time - \$63,470.00. (743798/468-82279/480-486)

dddd. Improving Lateral 2, Main 2, Cowskin Interceptor Sewer to serve Auburn Hills Eighth Addition - south of Maple, east of 135th Street West. Total cost - \$130,898.00 (plus idle fund interest - \$313.70, plus temporary note interest - \$4,464.30). Financing issued at this time - \$135,676.00. (743788/468-82954/480-476)

eeee. Improving Lateral 87, Main 1, Southwest Interceptor Sewer to serve Cedarvale Acres Addition - north of 47th Street South, west of Hydraulic. Total cost - \$18,177.00 (plus idle fund interest - \$109.68), plus temporary note interest - \$1,055.68). Financing issued at this time - \$19,123.00. (743690/468-82888/480-460)

ffff. Improving Lateral 134, Main 4, Sanitary Sewer #23 to serve Mileen Acres Addition - west of Arkansas, south of 29th Street North. Total cost - \$10,000.00 (plus idle fund interest - \$330.74, plus temporary note interest - \$422.26). Financing issued at this time - \$10,753.00. (743666/468-82887/480-457)

gggg. Improving Storm Water Sewer #504 to serve Ridge Port Addition - north of 29th Street North, east of Ridge Road. Total cost - \$226,745.00 (plus idle fund interest - \$6,845.61, plus temporary note interest - \$9,655.39). Financing issued at this time - \$243,246.00. (751198/468-82842/485-154)

hhhh. Improving Lateral 289, Southwest Interceptor Sewer to serve Harvest Chapel Addition - south of 55th Street South, east of Seneca. Total cost - \$11,175.00 (plus idle fund interest - \$34.00, plus temporary note interest - \$250.00). Financing issued at this time - \$11,459.00. (740381/468-82033/480-128)

iiii. Improving water distribution system to serve Springdale East Second Addition - south of Kellogg, east of 43rd Street East. Total Amended Cost - \$43,115.00 (plus idle fund interest - \$25.98), plus temporary note interest - \$1,857.98). Financing issued at this time - \$44,497.00. (734903/448-89320/470-564)

jjjj. Improving water distribution system to serve Savanna at Castle Rock Ranch Ninth Addition - north of 13th Street North, east of 143rd Street North. Total Amended Cost - \$43,155.00 (plus idle fund interest - \$90.90, plus temporary note interest - \$1,689.10). Financing issued at this time - \$44,935.00. (734863/448-89303/470564)

Motion – carried

Knight moved that the Statements of Cost be approved and filed. Motion carried 6 to 0. (Gale absent)

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WATER SYSTEM

PETITION FOR WATER DISTRIBUTION SYSTEM TO SERVE SIMMONS PARK, CAMPUS HIGH SCHOOL, SLADE'S FIRST SUBDIVISION, AND AN UNPLATTED TRACT ALONG 55TH STREET SOUTH, EAST OF MERIDIAN. (District IV)

Agenda Report No. 99-1275.

On June 23, 1998, the City Council approved a Petition to extend a water supply line to serve Simmon's Park Addition, a new residential development. A new Petition has been submitted to expand the improvement district.

The Petition has been signed by four owners of 100% of the improvement district.

The properties in the expanded area of the improvement district are Campus High School and two single-family homes.

The estimated project cost is \$53,000 with \$38,000 assessed to the improvement district and \$15,000 paid by the Water Utility. The Utility share is for the cost of oversizing the pipe to serve future development outside the improvement district.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 6 to 0. (Gale absent)

RESOLUTION NO. R-99-473

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-89286 (along 55th Street South, east of Meridian) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

SEWER SYSTEM

PETITION FOR SANITARY SEWER TO SERVE AN UNPLATTED TRACT NORTH OF 21ST STREET, EAST OF RIDGE. (District V)

Agenda Report No. 99-1276.

On June 8, 1999, the City Council approved a Petition to construct a sanitary sewer to serve an unplatted tract north of 21st Street, east of Ridge Road. An attempt to award a construction contract within the budget set by the Petition was not successful.

A new Petition with an increased budget has been submitted. The signature on the new Petition represents one owner of 100% of the improvement district.

The original Petition totaled \$15,000. The new Petition totals \$26,000. The funding source is special assessments.

Motion -- carried

Knight moved that the Petition be approved and the Resolution be adopted. Motion carried 6 to 0. (Gale absent)

RESOLUTION NO. R-99-473

Resolution of findings of advisability and Resolution authorizing construction of Lateral 38, Main 15, Southwest Interceptor Sewer (north of 21st, east of Ridge) Project No. 468-82995) in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Knight moved that the Resolution be adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

BOARDS MINUTES

MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Board of Park Commissioners, 11/5/99

Commission on the Status of People with Disabilities, 10/27/99

Wichita Public Library Board, 11/16/99

Motion -- carried

Knight moved that the Minutes be received and filed. Motion carried 6 to 0. (Gale absent)

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STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES.

There were no street closures/uses considered.

DESIGN SERVICES

AGREEMENT FOR DESIGN SERVICES FOR OAK RIDGE SECOND ADDITION - NORTH OF 29TH STREET NORTH, EAST OF TYLER. (District V)

Agenda Report No. 99-1277.

The City Council approved the Oak Ridge Second Addition on July 15, 1997.

The proposed Agreement between the City and Mid-Kansas Engineering Consultants, Inc. (MKEC) provides for the design of bond financed improvements in the Oak Ridge 2nd Addition. Per Administrative Regulation 7a, staff recommends the selection of MKEC because MKEC provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment will be on a lump sum basis of \$12,730, and will be paid by special assessments.

Motion --
--carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion 6 to 0. (Gale absent)

DESIGN SERVICES

AGREEMENT FOR DESIGN SERVICES FOR ARTERIALS, BRIDGES, PARKS, AND WATER PROGRAM. (Districts I, II, III, V, and VI)

Agenda Report No. 99-1278.

On August 10, 1999, the City Council authorized the Staff Screening and Selection Committee to select design engineers for the 2000 Arterials, Bridges, Parks and Water Program. On November 3, 1999, the Staff Screening and Selection Committee selected consulting firms to perform the design engineering for the CIP projects, associated petitioned projects, and incidental water and sewer lines.

Following is the list of projects, the firm selected for each project and the maximum fee allowed by the agreements.

LOCATION/DESCRIPTION	CONSULTANT	FEE
9th & Tyler	Austin Miller	\$33,000
13th & Hydraulic	Austin Miller	\$36,400
Harry, Oliver to Woodlawn	Savoy, Ruggles & Bohm	\$96,700
21st St. North, Hillside to Oliver	Mid-Kansas Engineering	\$60,000
53rd St. North Bridge at the Little Arkansas	Mid-Kansas Engineering	\$68,000
Waterline in Pawnee, Greenwich to 143rd	Baughman	\$17,700
Waterline in 119th St. West, Maple to Carr	Baughman	\$28,500
Grove Park	Savoy, Ruggles & Bohm	\$17,500

The design fees total \$357,800. The funding source is General Obligation Bonds and Water Utility Funds.

Motion --
-- carried

Knight moved that the Agreement and design projects be approved; and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

BUDGET ADJUSTMENT LINCOLN STREET DAM REPAIRS BUDGET ADJUSTMENT. (District VI)

Agenda Report No. 99-1279.

The Lincoln Street Dam, located under the Lincoln Street bridge over the Arkansas River, is used to regulate the water level in the river through the downtown area. On Monday, July 26, 1999, Storm Water Utility employees

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discovered that two of the hydraulic cylinders that raise and lower the gates had failed, causing the dam to lower itself. In September of 1999, the City Manager approved emergency repairs to the hydraulic cylinders of the dam at a cost of \$34,540.

Upon disassembly, the cylinders were found to have pitting on the chromed rods that are critical to the hydraulic process. These rods need to be rechromed before being reinserted into the cylinders. Without rechroming, the rods will not be able to seal properly and the hydraulic cylinders will experience seepage and loss of pressure.

The additional cost for the rechroming of these cylinders is estimated to cost nearly \$20,000. However, funding is not available in the contractual portion of the Flood Control Budget. Because of underexpenditures in various Flood Control commodity accounts, funds are available within the approved Operating Budget.

Budget Adjustments in excess of \$10,000 require Council approval.

Motion -- carried

Knight moved that the budget adjustment be approved. Motion carried 6 to 0. (Gale absent)

BUDGET TRANSFER

BUDGET TRANSFER - MUNICIPAL COURT.

Agenda Report No. 99-1280.

With relatively high turnover rate in clerk positions, Court has utilized temporary part time staffing services extensively in 1999. This provides Court with staffing to serve customers at the 3rd floor window. Also, contracted part time staffing have been used in docket preparation duties, to offset turnover in budgeted positions.

As part of the Drug Court program, defendants can be sentenced to a drug evaluation program. The City participates in the cost only if the defendant is financially unable to fully contribute. Costs in 1999 for this program have been higher than budgeted. Drug Court evaluations were financed through the Comprehensive Communities Program Grant until 1998, at which time the General Fund absorbed the cost.

The Court budget includes funding for part time services. However, turnover in 1999 has been greater than anticipated, necessitating increased usage of contracted part time staff. Due to timing differences in vendor billings for drug evaluations, costs in 1999 will be higher than budgeted. This is mainly the result of obligations recorded by the vendor in 1998, but not billed to the City until 1999.

Increased contractual expenditures for part time staffing services are completely offset with salary savings. Salary savings are also available to finance the drug court evaluation costs.

City Council action is necessary for transfers over \$10,000.

Motion --
-- carried

Knight moved that the transfer of \$68,000 from personal services to contractals be approved. Motion carried 6 to 0. (Gale absent)

TENNIS CENTER

RIVERSIDE TENNIS CENTER. (District VI)

Agenda Report No. 99-1281.

On December 15, 1998, the City Council approved funding in the amount of \$217,680 for improvements to the Ralph Wulz Riverside Tennis Center (RTC). Proposed facility improvements included the renovation of two tennis courts, clubhouse improvements, lighting replacement, and additional bleachers. Funding was also included for youth and family tennis program enhancements. On August 25, 1998, the City Council approved funding in the amount of \$140,000 for court, sidewalk, and path repair in the 1999 CIP allocation.

Recommendations by the City's consultant, retained in 1999 to provide ideas and direction for the future development of the Riverside Tennis Center, resulted in revisions to the original project that will require additional funding in the amount of \$90,000. The additional facility improvements beyond the original scope of the project include renovation of two additional courts (including the championship court), cosmetic improvements to perimeter fencing, and additional improvements to the clubhouse. Mandated ADA guidelines also require modifications to restrooms and locker rooms, as well as structural adjustments to the lobby area and kitchen area.

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Changes in the scope of this project based on recommendations from the tennis consultant--including additional ADA modifications--require additional funding in the amount of \$90,000 to develop this project to a level where the facility can improve its image and provide full accessibility to patrons. Improvements recommended by the consultant will elevate the status of RTC and restore its reputation as one of the premier public tennis facilities in the region.

The original project established a budget for the RTC renovation in an amount of \$217,680 to be provided from 1998 General Fund reserves. Supplemental funding for the project in the amount of \$127,500 is being provided through the balance of the Park and Recreation Department's 1999 CIP allocations for court, sidewalk, and path repairs. Underexpenditures in the Park and Recreation Department's 1999 operating budget are available to fund the \$90,000 needed to complete the additional facility improvements. Total project budget is \$435,180.

Budget transfers in excess of \$10,000 require City Council approval.

Motion --
-- carried

Knight moved that the budget adjustments and Contract amendment be approved; and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

BUDGET ADJUSTMENT PROFESSIONAL SERVICES CONTRACT - MAINTENANCE CONSOLIDATION STUDY.

Agenda Report No. 99-1282.

The City is continually in the process of proactively evaluating and reevaluating its' operations. One of the largest functions of City government is the maintenance of streets, bridges, parks, medians, and other public areas. In addition to being a vital City function, maintenance activities are resource-intensive, consuming thousands of labor hours and millions of dollars annually. Even small improvements in already efficient maintenance operations would provide a tremendous opportunity for the City to maximize existing resources.

In order to achieve a broad focus and unbiased view on maintenance consolidation, it is recommended that a consultant be retained to study the issue. A Request for Proposals (RFP) will be sent to several companies in order to select the firm best suited to conduct the study.

Funding for professional services is available in the 1999 Revised Budget. However, time constraints prevent the preparation of an RFP, screening and interviewing of potential consultants, and signing a contract for professional services before 12-31-99. Reserving 1999 funds in a project account would allow staff the opportunity to pursue a quality RFP process and select the most effective service provider.

The estimated cost of professional assistance is \$75,000. Funding for the study is available from underexpenditures in the Public Works, Parks, and/or General Fund Appropriated Reserve budgets. In order to preserve the budgetary authority to fund the improvements, it is recommended that \$75,000 in year-end savings be transferred into a project account.

Motion -- carried

Knight moved that the budget adjustments be approved. Motion carried 6 to 0. (Gale absent)

GO BOND/NOTE SALE GENERAL OBLIGATION TEMPORARY NOTE SALE (SERIES 200) AND GENERAL OBLIGATION BOND SALE (SERIES 758 AND 759).

Agenda Report No. 99-1283.

The City is planning to offer for sale one series of general obligation temporary notes totaling \$33,300,000, and two series of general obligation bonds estimated not to exceed \$12,740,000 for the purpose of providing temporary and permanent financing for capital improvement projects of the City. The public sale of the bonds and notes is scheduled for 10:30 a.m. on January 11, 2000, at which time sealed bids will be opened and the City Council will award the sale of each series of bonds and notes to the bidders whose proposed interest rates result in the lowest overall cost to the City.

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The City's Winter 2000 general obligation bond and note sale includes the following issues:

Temporary Notes

The proceeds from the sale of the Series 200 Temporary Improvement and Renewal Notes will be used to provide interim finance for various City-at-large and improvement district projects:

Series 200

<u>Project Category</u>	<u>Total</u>
Arterial Paving	\$ 2,440,000
Traffic Engineering	59,000
Bridges	783,000
Public Improvements	265,000
Park Improvements	167,000
Neighborhood Improvements - Water	3,544,600
Neighborhood Improvements - Sewers	3,221,000
Neighborhood Improvements - Storm Sewer	,670,000
Neighborhood Improvements - Paving	12,150,400
Miscellaneous Improvements	<u>8,000,000</u>
TOTAL SERIES 200 NOTES	\$33,300,000

"Special Assessment Bonds"

The proceeds from the sale of Series 758 Bonds will be used to permanently finance various neighborhood improvements located in special improvement districts. Special assessments have been levied against the property owners in the improvement districts for the purpose of paying all or a portion of the costs of such improvements, including the payment of principal and interest on Series 758 Bonds. A final amount for Series 758, Special Assessment General Obligation Bonds, will not be available until after December 14 due to the late date that cash payments are being accepted by citizens that do not want their specials spread on the tax roll. To date, the Series 758 Bond issue amount is estimated to be \$7,640,000.

"City-At-Large Bonds"

The proceeds from the sale of Series 759 Bonds will be used to permanently finance certain city-at-large projects, including arterial streets, traffic engineering improvements, bridges, public improvements and buildings, park improvements, and neighborhood paving projects. The city-at-large Bonds will be issued in the total par amount of \$5,100,000.

The Series 200 Temporary Notes will mature on August 24, 2000 and will be retired using the proceeds of both permanent financing bonds and renewal notes.

Series 758 Special Assessment Bonds will mature serially over 15 years with principal maturities structured to produce level annual payments of principal and interest. The Series 758 Bonds are payable from the collection of special assessments levied against benefited properties, and if not so paid, from city-wide ad valorem taxes. The special assessment bonds will be callable in 2007 with a 1% call premium.

Series 759 city-at-large bonds will mature serially over 10 years in equal principal amounts and will be paid as to principal and interest primarily from city-wide ad valorem tax revenues. The city-at-large bonds will be callable in 2005 with a 1% call premium.

The Law Department has approved the Resolution authorizing the sale of the series of temporary notes and the two series of bonds, the Preliminary Official Statement and will direct the publication and distribution of the Notices of Bond and Note Sale (prepared by the City's Bond Council as required by law).

Motion --

-- carried

Knight moved that the Resolution authorizing the bond and note sales be adopted; submittal of the Preliminary Official Statement upon completion be approved; and publication of the Notices of Sale be authorized. Motion carried 6 to 0. (Gale absent)

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RESOLUTION NO. R-99-471

A Resolution of the City of Wichita, Kansas, authorizing and providing for the public sale of General Obligation Renewal and Improvement Temporary Notes, Series 200, General Obligation bonds, Series 758, and General Obligation Bonds, Series 759, of the City; and providing for the giving of notice of the public sale, presented. Knight moved that the Resolution be adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

ART MUSEUM

REQUEST FOR YEAR-END FUNDING - WICHITA ART MUSEUM.

Agenda Report No. 99-1284.

On July 13, 1999, the City Council considered a request by the Art Museum for funding a computer system. The proposed information system request included implementing a local area network, along with both hardware and software upgrades. Two software packages were also requested. A networked version of the curatorial software was requested to maintain collection records as well as a software package for maintaining membership information.

The City budgeted, and is allocating \$1,172,720 this year in support of the Art Museum. The funding request for computer upgrades was over and above this budgeted amount as the Acting Director felt that there was insufficient money in the Museum budget to acquire the computer hardware and software system. The Council voted to approve the computer purchase from current and leftover funds, but stipulated that at the end of the year, if additional funds are necessary, the Council could revisit the item and make funds available.

On July, 13, 1999, the Wichita Art Museum made a request to the City to fund computer upgrades costing \$82,000. Past Council action on this matter was approval of the purchase, to be funded from the existing budget, if possible. The Council agreed to consider this request at the end of the year if there were not sufficient funds in the current budget. In addition to the computer expenditures, the Museum is requesting additional funding for costs associated with the successful search for an Art Museum Director.

City staff, working in conjunction with Art Museum Staff, reviewed year-end finances. Based upon current and projected information, it was determined that the City has already paid approximately \$64,000 for the computer system upgrade and there is a remaining balance of approximately \$19,500. There is also a remaining balance (\$31,907) associated with the Director's search. To date, the City has paid (\$108,423) and private contributors (\$8,734) toward costs associated with this search.

Based upon these outstanding expenses, and other anticipated expenses, it is estimated that an additional \$60,000 will cover Art Museum year-end costs.

Funds are available from unappropriated reserves to fund both the computer system and the search costs associated with the new director. A not-to-exceed amount of \$60,000 is recommended to cover these and other year-end costs.

Motion --
-- carried

Knight moved that the funding for year-end expenses in an amount not-to-exceed \$60,000 be approved. Motion carried 6 to 0. (Gale absent)

HOMELESS FUNDING

ASSISTANCE FOR HOMELESS FUNDING.

Agenda Report No. 99-1285.

The City's 1999 Budget authorized \$50,000 for homeless services. In addition, \$50,000 can also be made available from the Community Service Block Grant (CSGB) Program to assist with direct services to the homeless. It is proposed that the City could approve an allocation for homeless services.

In past, the City has provided financial assistance to homeless shelters to assist with providing services to the homeless. Funds have not been designated for a specific purpose but shelters have used these City funds to offset operating costs when necessary.

It is proposed that some of these funds be designated for consulting assistance to aid homeless shelters with developing outcomes-based measurements. The Comprehensive Homeless Plan, prepared by the Homeless Coalition, is a thoughtful plan which provides information on the needs of the homeless. However, additional work

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is necessary to develop a strategy which determines if the shelter's work products are producing meaningful outcomes which make a difference in reducing homelessness in the Wichita community. Specifically, additional research is needed to determine the scope of services provided; if duplication of services exists; and to identify if there are ways in which the system can be more efficient in service delivery (this includes increased collaboration and the building of partnerships between agencies, government and the private sector). This analysis should result in a work product which will be a meaningful tool for the future.

The remaining allocation will be allocated to the various homeless shelters. Staff will work with providers on the specific allocation of funds for those programs and services which result in meaningful outcomes.

The City also recognizes that the homeless have many needs for programs and services that help them become self-sufficient. Additional funds are available from the Community Service Block Grant Program in the amount of \$50,000 for direct services to the homeless. The City is proposing to allocate these funds to the shelters with an agreement that the Shelters will be responsible for working with the City to meet the eligibility and reporting guidelines associated with CSBG funds.

Funds are available from the General Fund for consulting services and assistance to shelters and funds will be made available for direct services from the CSBG Program.

Motion --

Knight moved that an amount not to exceed \$37,000 from the General funds for assistance to homeless shelters and consulting services and \$50,000 in CSBG funds for direct services to the homeless be approved; Staff be authorized to work with homeless providers on outcome-based measurements; and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

-- carried

WATER/SEWER RATES WATER AND SEWER RATE ADJUSTMENTS.

Agenda Report No. 99-1286.

The 2000/2001 Annual Budget projected a five percent (5%) adjustment in water rates and sewer rates for the year 2000, effective January 1, 2000.

The recommended adjustments in rates are driven by needed capital expenditures for system improvements, particularly the expenditures associated with the development of future water supply sources and expanding distribution systems.

Some of the major system improvements in progress or planned for the Water Utility over the next two years include:

- ? construction of a transmission line to northeast Wichita (\$12 million),
- ? repairs and improvements to the 48" and 66" raw water supply lines (\$10.7 million),
- ? replacement of the older 2" water lines (\$9 million),
- ? the meter replacement program (\$2.6 million),
- ? continued development of the City's water supply (\$17.2 million).

Major improvements in progress or planned in 2000 and 2001 for the Sewer Utility include:

- ? reconstruction of the War Industries Interceptor Sewer (\$14.7 million),
- ? improvements in sewer service to the northeast (\$6.5 million),
- ? construction of a sewage treatment plant in northwest Wichita (\$5.25 million),
- ? improvements at Sewage Treatment Plant 2 (\$4 million),
- ? reconstruction of older sanitary sewers throughout the City (\$8.4 million).

Financial proformas reflect the current and projected financial position of the City's Water and Sewer Utilities over the next ten years.

In 1992, the City Council adopted a financial management plan for the Water and Sewer Utilities that included funding approximately 30% of capital expenditures with cash, and bond financing 70%. However, both the water and sewer utilities plan larger than average capital expenditures over the next few years, followed by smaller than average expenditures. Therefore, staff proposes increasing the amount of expenditures to be bond financed in the short run, followed by higher cash financing once the major projects are completed. Adoption of these rates, therefore, involves a slight departure from the Financial Management plan. The alternative is adoption of a higher rate increase to build up cash.

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The proforma for the Water Utility includes a five percent (5%) water rate increase in 2000, as well as rate increases of 5% and 7% in subsequent years. The proforma for the Sewer Utility includes a three percent (3%) rate increase in the year 2000, a lower increase than had been projected, with rate increases of 5% in 2001 and 2002. The recommended rate increase for the Sewer Utility was reduced based on changing capital needs and financial trends. Cash funding of CIP projects will be adjusted as expenditures fluctuate in order to maintain the most positive financial position possible while minimizing rate increases.

At projected average annual revenues of \$25 million in water, expected annual revenue receipts from each one percent (1%) rate increase will total \$250,000. Therefore a five percent (5%) rate increase would be expected to produce additional revenues of \$1.25 million in 2000 and in each subsequent year, plus increases from the adjusted base in each subsequent year.

The sewer utility has projected average annual revenues of about \$22 million. Expected average annual revenue receipts from each one percent (1%) rate increase in sewer will total \$220,000, and a three percent (3%) increase would be expected to produce additional revenues of \$660,000 in 2000 and in succeeding years, plus increases from the adjusted base in each subsequent year.

The Utility has tentatively applied for a loan of \$12.3 million from the Kansas Public Water Supply Fund, to help pay for the northeast transmission line. This loan would carry a slightly lower interest rate than revenue bonds, and would have no issuance cost. At such time as the final offer is made by the State, staff will return to Council for approval of the loan.

The City Council has the legislative authority to adjust water and sewer rates.

Mayor Knight

Mayor Knight inquired whether anyone wished to be heard and no one appeared.

Motion --
-- carried

Knight moved that the 5% water and 3% sewer rate adjustments for 2000 be approved; and the Ordinances be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance amending Section 16.14.040 of the Code of the City of Wichita, Kansas, relating to the schedule of rates for users of the sanitary sewer system, and repealing the original of said section, introduced and under the rules laid over.

ORDINANCE

An Ordinance amending Section 17.12.090 of the Code of the City of Wichita, Kansas, pertaining to schedule of rates and charges for water service, and repealing the original of said section, introduced and under the rules laid over.

SECTION 8 PLAN

SECTION 8 ADMINISTRATIVE PLAN - REVISION NO. 6.

Agenda Report No. 99-1287.

On October 21, 1998, President Clinton signed into law H.R. 4194. This law included the Quality Housing and Work Responsibility Act (QHWRA) of 1998 which enacted landmark measures. These measures include transforming Public Housing, deconcentrating poverty, merging of Section 8 Certificate and Voucher Programs, and providing for additional programs to enable more families to become Homeowners. Of particular importance, this Bill made significant and numerous amendments to the United States Housing Act of 1937. It should be noted that the 1937 Housing Act remains in effect, except as amended by this Bill.

The enactment of H.R. 4194 required major revisions to the WHA's Section 8 Program. The Administrative Plan has been revised to enact the major changes required or allowed by the law, and to incorporate several other procedural matters that have been approved by the Board of Housing Commissioners since the last revision. Changes that will have the most impact on current participating clients and those on the waitlist are as follows:

- ? The law repealed Federal Preferences but allows the Housing Authority to establish Local Preferences.
- ? The law requires that 75% of the families placed within a one-year period must have an annual income of not more than 30% of the median for Wichita.

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- ? The law provides for a Payment Standard of 90%-110% of the Fair Market Rent Voucher Program, and the Board approved establishing the WHA payment standard at 100% of the Published Fair Market Rents.
- ? The law requires a minimum rent, and the WHA has established the minimum for all participants at \$25.00 per month.
- ? The law disallows immediately including in rent computations any earned income of a family member that has been unemployed for twelve (12) months or more.
- ? The law sets new tenant responsibility standards for portability families.
- ? The law allows the housing authority to decrease the size of its Family Self-sufficiency program as current participants successfully complete, however the board has set 300 as the minimum size of the WHA's FSS program.

Other changes to the Administrative Plan that are not required by law but which the Board has approved include:

- ? Utility allowance reimbursements that in the past were paid directly to the tenant will now be paid directly to the utility company designated by the tenant.
- ? Expanded housing opportunities by creating seven (7) new Section 8 Programs.

On November 18, 1999, the BOHC met in regular session and unanimously approved Revision #6 to the Section 8 Administrative Plan.

Motion -- carried

Knight moved that the revision be approved. Motion carried 6 to 0. (Gale absent)

BRIDGE PROGRAM

AMENDING ORDINANCE - 119TH STREET WEST BRIDGE AT CALFSKIN CREEK. (District V)

Agenda Report No. 99-1288.

On June 9, 1998, the City Council approved the 1998/1999 Bridge Construction Program. It includes a project to replace the 119th Street West Bridge at Calfskin Creek. Based on recent bid prices, it is doubtful there is sufficient funding to award a construction Contract within the original authorized Budget.

The project consists of replacing the existing bridge with a new four-lane structure. It will improve Calfskin Creek drainage capacity.

Amending Ordinances have been prepared to shift \$215,000 from the 1998/1999 Bridge Design Program and \$145,000 from the 2000/2001 Bridge Construction Program to the 1998/1999 Bridge Construction Program. The funding source is General Obligation Bonds.

Motion -- carried

Knight moved that the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance amending Ordinance No. 43-901 of the City of Wichita, Kansas, declaring the Mt. Vernon Bridge over Gypsum Creek, 25th Street North Bridge over the West Drain, 37th Street North Bridge over the Little Arkansas River, 119th Street West Bridge over Calfskin Creek, Eastern Street Bridge over Gypsum Creek, Murdock Avenue Bridge over the drainage canal (1998-1999 Bridge Construction Program) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, introduced and under the rules laid over.

COMPUTER/DATA

DEVELOPMENT OF ELECTRONIC GOVERNMENT ON THE CITY WEB SITE.

Agenda Report No. 99-1289.

The City originally developed a minimal functionality Internet web page in October 1995. A new City web site, www.wichitagov.org, was launched in October 1999. The new City web site provides outreach in expanded information to the public. The web site is a work in progress with great potential.

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The Internet is the new standard for the dissemination and exchange of information. Beyond the simple provision of information and exchange of electronic mail, the new City web site is a platform for the expansion of municipal services in totally new ways. The Internet is an interactive medium. One major area where the Internet is rapidly emerging as a force for progress is in electronic commerce or as it is becoming known in the public sector -- electronic government.

People or businesses that carry out the numerous business transactions with the City of Wichita must do so by the more traditional venues of telephone, fax, or in-person visitations. More than 85% of the public now has Internet access; the remainder can access the Internet from public libraries. Since its launch two months ago, the number of visits to the City's web site has doubled to 8,000 a week. Without foreclosing any other avenues of access in doing business with the City of Wichita, it is time to provide for more e-government transaction processing.

Prospective areas for City e-government commerce include purchasing, construction bidding, bond sales, fine payments, economic development information outreach, utility billing, building permits, Park recreation facility/class scheduling and fee payments, and citizen surveys and polling among many others. Some rudimentary activities (e.g., provision of forms and reports for electronic downloading) can be accomplished internally and with minimal cost beyond the current expense of providing a City web site. Other e-government initiatives, most particularly those requiring the flow of funds in payment for services, are complex requiring linkages to secured City computer systems. The more complex e-commerce initiatives will require financial resources to implement. A City E-Government Plan setting out specific priorities will be developed and submitted to the governing body for review in the near future.

One major component of e-government is already underway. In early November 1999, the City Council approved Phase I design planning to define the requirements for an e-procurement module that would allow vendors, suppliers, architects, engineers, construction firms, and consultants to do (near paperless) business with the City via the Internet. Staff groups are also conducting site reviews and analysis in the Park programs and services, Court transactions, and other areas.

The proposed e-procurement project linking the City's (KPMG) computer finance system to the Internet can proceed to Phase II implementation stage based on an estimated (one-time) implementation cost of \$350,000 and implementation scheduled in the first Quarter of 2000. Although this appears costly when aggregated, the unit cost is actually much lower when you consider e-procurement will automate processes that involve:

- ? Maintenance of a vendor list of 12,500 vendors/suppliers.
- ? Printing, mailing and processing of 15,000 bid packets, averaging 25 pages per mailing, on 1,500 formal bids/proposals (printing and postal costs alone amount to \$50,000 annually)
- ? \$110 million in annual purchase orders issued

The automation of procurement transactions will lower overhead costs when compared with the total cost of manual transaction processing while also significantly enhancing services to businesses. For this investment in e-procurement, all City business partners can register on-line based on specific product lines; receive bids; submit bids (including electronically sealed bids); have bids tabulated and posted; receive purchase orders; submit invoices; and (through electronic fund transfers) receive payments. Following governing body review and approval of a City E-Government Plan, the other e-government components will proceed apace for implementation through the course of 2000.

Funding for the e-procurement project is available from savings within the City internal services funds (Self-Insurance Fund). Funding requirements to implement the remaining e-government initiatives will be required and identified later.

The City Council must authorize all budget transfers over \$10,000.

Motion --
-- carried

Knight moved that the project be approved; and the budget transfer and necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

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EQUIPMENT

PURCHASE COMMUNICATIONS EQUIPMENT – POLICE DEPARTMENT.

Agenda Report No. 99-1290.

The Police Department utilizes over 400 mobile radios in order to support communications between departmental staff. The Police Department must continually replace radios in its inventory, as older models age and become irreparable. Radios are also needed for Safety Office staff. These staff constantly are required at off-site locations, and mobile radios facilitate communication.

The radio equipment to be purchased must be compatible to the 800 MHz trunked communications system operated by the Sedgwick County Department of Emergency Communications. The equipment must be integrated into the shared mobile relay system to provide efficient and dependable range and clarity of communications. The existing system was purchased from Motorola; to be compatible and fully integrated, additional radio equipment is only available from Motorola Communications and Equipment.

The 1999 Revised budget for the Police Department includes funding for seven radios. Funding for two radios is also available in the 1999 Revised Safety Office budget.

The Purchasing Ordinance No. 35-856, Section 2(b) provides for the purchase of equipment and supplies from sole sources of supply without advertising for bids.

Motion --

-- carried

Knight moved that the transfer of funds and the purchase of radio equipment from Motorola Communications and Equipment in the amount up to \$23,764 under the provisions of the Purchasing Ordinance for sole source supply be approved. Motion carried 6 to 0. (Gale absent)

2000 BUDGET

ORDINANCE APPROPRIATING THE 2000 BUDGET.

Agenda Report No. 99-1291.

Each year the City Council must appropriate and approve the spending (payment of claims and charges against each fund through the issuance of checks) of the next year's budget according to the approved budget and also authorize, approve and ratify the payments which have occurred against the current year budget.

Motion – carried

Knight moved that the Ordinance be placed on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance appropriating the amounts set up in each fund in the budget; providing for the payment of all claims and charges against the accounts provided for therein; and approving and ratifying the payment of all claims against the accounts, introduced and under the rules laid over.

ORDINANCES

SECOND READING ORDINANCES: (FIRST DECEMBER 7, 1999)

- a. Industrial Revenue Bonds - Coleman Company, Inc. (District I)

ORDINANCE NO. 44-437

An Ordinance authorizing the City of Wichita, Kansas, to issue its taxable industrial revenue bonds, Series XVI, 1999 (The Coleman Company, Inc.), in the aggregate principal amount of not to exceed \$5,300,000 for the purpose of providing funds to purchase, acquire, construct and equip improvements and additions to certain existing facilities located in the City of Maize, Kansas and the City of Wichita, Kansas; prescribing the form and authorizing execution of a sixth supplemental trust indenture by and between the City and BNY Trust Company of Missouri, as Trustee, with respect to the bonds; prescribing the form and authorizing execution of a sixth supplemental lease agreement by and between the City and the Coleman Company, Inc.; approving the form of a guaranty agreement; authorizing the execution of a bond purchase agreement by and between the City, and the Coleman Company, Inc., as purchaser of the bonds, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

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- b. Industrial Revenue Bonds - Learjet, Inc. (District V)

ORDINANCE NO. 44-438

An Ordinance authorizing the City of Wichita, Kansas, to issue its taxable industrial revenue bonds in the aggregate principal amount not to exceed \$12,000,000 for the purpose of providing funds to purchase, acquire, construct and equip improvements and additions to certain existing facilities located in the City of Wichita, Kansas; prescribing the form and authorizing execution of a third supplemental trust indenture by and between the City and Intrust Bank, N.A., Wichita, Kansas, as Trustee with respect to the bonds; prescribing the form and authorizing the execution of a third supplemental lease agreement by and between Learjet Inc. and the City; approving the form of a guaranty agreement; and authorizing the execution of a bond purchase agreement by and between the City and Learjet Inc., as purchaser of the bonds, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

- c. Industrial Revenue Bonds - Cessna Aircraft Company. (Districts III and V)

ORDINANCE NO. 44-439

An Ordinance authorizing the City of Wichita, Kansas, to issue its taxable industrial revenue bonds, Series XIV, 1999 (The Cessna Aircraft Company), in the aggregate principal amount of not to exceed \$65,800,000 for the purpose of purchasing, acquiring, constructing and installing an industrial and commercial facility; authorizing execution of a ninth supplemental trust indentures by and between the City and Intrust Bank, N.A., Wichita, Kansas (successor Trustee to Boatmen's National Bank (formerly Bank IV, National Association), Wichita, Kansas, as trustee with respect to the Series XIV, 1999 Bonds; authorizing the City to lease said project to the Cessna Aircraft Company; authorizing the execution of a ninth supplemental lease by and between the City and The Cessna Aircraft Company; and authorizing the execution of a bond purchase agreement by and between the City and the Cessna Aircraft Company, as purchaser of the bonds., read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

- d. Industrial Revenue Bonds - Lee Aerospace, Inc. (District II)

ORDINANCE NO. 44-440

An Ordinance repealing Ordinance No. 44-287 and Ordinance No. 44-288 of the City of Wichita, Kansas, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-441

An Ordinance authorizing the City of Wichita, Kansas, to issue its taxable industrial revenue bonds in the aggregate principal amount of \$1,200,000 for the purpose of providing funds to purchase and install certain machinery and equipment in a manufacturing facility located in the City of Wichita, Kansas; prescribing the form and authorizing execution of a trust indenture by and between the City and Intrust Bank, N.A., Wichita, Kansas, as trustee with respect to the bonds; prescribing the form and authorizing the execution of a lease agreement by and between Lee Aerospace, Inc. and the City, prescribing the form and authorizing the execution of an easement and agreement by and between Lee Aerospace, Inc., and the City; approving the form of a guaranty agreement by and between Lee Aerospace, Inc., the Trustee and the purchaser of the bonds; authorizing the execution of a bond placement agreement by and between the City, Lee Aerospace, Inc. and Intrust Bank, N.A., as purchaser of the bonds., read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

ORDINANCE NO. 44-442

An Ordinance authorizing the City of Wichita, Kansas, to issue its taxable industrial revenue bonds in the aggregate principal amount of \$3,000,000 for the purpose of providing funds to acquire certain real property and to construct and equip certain improvements consisting of a new manufacturing facility located in the City of Wichita, Kansas; prescribing the form and authorizing execution of a trust indenture by and between the City and Intrust Bank, N.A., Wichita, Kansas, as Trustee with respect to the bonds; prescribing the form and authorizing the execution of a lease by and between James E. Lee, an individual, and the City; approving the form of a guaranty agreement by and between Lee Aerospace, Inc., the Trustee and the purchaser of the bonds; approving the form of an individual

guaranty agreement by and between James E. Lee and Summer c. Lee, as individual guarantors, and the Trustee and purchaser of the bonds; authorizing the execution of a bond placement agreement by and between the City, James E. Lee, Lee Aerospace, Inc. and Intrust Bank, N.A., as purchaser of the bonds, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

e. Municipal electric utility.

ORDINANCE NO. 44-450

An Ordinance of the City of Wichita, Kansas, establishing a municipally owned electric utility for the City of Wichita, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

f. Administrative Traffic Court.

ORDINANCE NO. 44-443

An Ordinance amending Section 1.04.155 of the Code of the City of Wichita, Kansas, pertaining to administrative traffic court and repealing the original of said section, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

g. Kansas Gas Service sidewalk replacement. (District IV)

ORDINANCE NO. 44-445

An Ordinance declaring Seneca, from 31st Street South to Pawnee (472-83084) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements on said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof and the manner of payment of the same, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

h. DR 99-8 - street name change from Tami Lane to Fern Street. (District IV)

ORDINANCE NO. 44-446

An Ordinance changing the street name of Tami Lane to Fern as platted adjacent to Lots 3 and 4, Block 1, Parkersville Addition, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.. (DR 99-8)

i. Charter Ordinance implementing Municipal Court judge position.

CHARTER ORDINANCE NO. 181

A Charter Ordinance amending Section 1 of Charter Ordinance No. 167 pertaining to judges of the Municipal Court and creating an administrative traffic court and administrative hearing officer, providing substitute and additional provisions on the same subject, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0. (Gale absent) Yeas: Cole, Lambke, Martz, Pisciotte, Rogers, Knight.

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PLANNING AGENDA

Knight moved that the Planning Agenda be considered as consensus Items. Motion carried 6 to 0. (Gale absent)

S/D 99-57

S/D 99-57 - PLAT OF WICHITA RETIREMENT RESIDENCE ADDITION LOCATED ON THE SOUTH SIDE OF 13TH STREET NORTH, WEST OF MAIZE ROAD. (District V)

Agenda Report No. 99-1292.

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (12-0)

A zone change (PUD #10) from SF-6, Single-Family Residential to Planned Unit Development has been approved for this site subject to platting. An assisted living facility is proposed for the site.

City water and sanitary sewer facilities are available to serve the site. A PUD Certificate was provided identifying the approved PUD.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within thirty (30) days. Publication of the ordinance should be withheld until such time as the Plat is recorded with the Register of Deeds.

The PUD Certificate will be recorded with the Register of Deeds.

Motion --

Knight moved that the plat be approved and the necessary signatures be authorized; the document (s) be received and filed; and the associated zone change PUD#10 Ordinance be placed on first reading with publication of the Ordinance being withheld until such time as the plat has been recorded with the Register of Deeds. Motion carried 6 to 0. (Gale absent)

-- carried

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County unified Zoning Code, Section V-C, as adopted by city of Wichita Code Sec. 28.04.010. PUD 10

V-2183

V-2183 - PUBLIC HEARING REQUEST TO VACATE A PORTION OF A BUILDING SETBACK LOCATED NORTH OF 31ST STREET SOUTH AND EAST OF WEST STREET. (District IV)

Agenda Report No. 99-1293.

Staff Recommendation: Approve vacation of a portion of a building setback.

MAPC Recommendation: Approve vacation of a portion of a building setback. (unanimous)

The applicant is requesting to vacate 15 feet of the 35-foot platted building setback. This would allow expansion of the dental office on-site.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order, subject to the property shall be developed in general conformance with the approved site plan. No written protests have been filed.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion --

Knight moved that the vacation order be approved and the necessary signatures be authorized. Motion carried 6 to 0. (Gale absent)

-- carried

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A 99-20

A 99-20 - REQUEST TO ANNEX LAND GENERALLY LOCATED AT THE SOUTHEAST CORNER OF 21ST STREET NORTH AND HOOVER.

Agenda Report No. 99-1294.

This property is generally located on the southeast corner of 21st Street North and Hoover Street. The property owner is currently developing the 5.7 acre site as a multi-unit self-storage business and has requested annexation of the property as a requirement of the final platting process.

Land Use and Zoning:

The zoning of the site was recently changed from "SF-20" Single Family Residential and "LC" Limited Commercial to "OW" Office Warehouse. Land to the north and west of the site is zoned "LC" Limited Commercial, while land to the east of the site is zoned "SF-6 Single Family Residential". Land to the south of the site is zoned "SF-20" Single Family Residential.

Public Services: According to the Sedgwick County Health Department, a permit was issued June 15, 1999, to install a temporary on-site septic system, which is to be used until such time City sanitary sewer is available. Currently, the property proposed for annexation has access to a 15 inch sanitary sewer main, located approximately ¼ mile west of the property along 21st Street North. However, due to the location of the aforementioned sewer line, additional engineering will be needed to extend City sewer services to the site. The property owner has submitted a petition to the City requesting future sanitary sewer service at a projected cost of \$17,000. Although the property owner has also submitted an Outside of the City Water Petition to receive City water (included with the final plat), the Sedgwick County Health Department mentioned that the property owner was issued a permit to provide for an on-site private water supply (well). The City Water and Sewer Department indicates that there is an 8 inch water main located less than a ½ mile west of the site that would serve as the most economical water access point.

Street System: The area proposed for annexation currently has access to Hoover Street, a two-lane improved section line, which serves the area as the nearest major north-south road. The site also has access to Zoo Boulevard, which is an improved four-lane road, which serves the area as the nearest major northwest-southeast road. There are no plans to improve these streets in either the City or County Capital Improvement Programs.

Public Safety: Fire protection can be provided to this site within a three (3) to four (4) minute approximate response time from City Station #7, located at 2828 W. 13th Street North. Upon annexation, police protection will be provided to the area by the Patrol West Bureau of the Wichita Police Department, headquartered at 661 N. Elder.

Urban Growth Area & Policy 32: The property is located within the Policy 32 urban service area. It is also within the urban growth area of the City of Wichita, as shown in the 1996 amended Wichita-Sedgwick County Comprehensive Plan.

The property proposed for annexation is currently under development and is still appraised as farmland with no improvements. As such, the total appraised value of the property is valued at \$350 resulting in an assessed value (12%) of \$105. Therefore, at the current City levy (\$31.253/\$1000 x assessed valuation), the undeveloped property roughly yields \$3 in City annual tax revenues. According to the engineering firm handling the development, the estimated total value of the developed property will be approximately \$1,800,000; resulting in the estimated assessed value (25%) of approximately \$450,000. Assuming the current City levy remains about the same (\$31.253/\$1000 x assessed valuation), the property would roughly yield \$14,064 in City annual tax revenues. Financial information regarding the development of the site was not submitted as part of the request for annexation.

Motion --
-- carried

Knight moved that the annexation request be approved and the annexation Ordinance be placed on first reading.
Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto, introduced and under the rules laid over. A99-20

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RECESS

The City Council recessed at 2:15 p.m. and reconvened in recessed session at 7:02 p.m.

Wichita, Kansas, December 14, 1999

Tuesday, 7:02 p.m.

The City Council met in recessed session at. at the East Point Church of Christ, 747 East 127th Street East, at 7:02 p.m. Council Members Cole, Lambke, Martz, Pisciotte, Rogers; present.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

A 99-19

A 99-19 - PUBLIC HEARING - THE CITY OF WICHITA SEEKS ANNEXATION OF ELIGIBLE PROPERTIES GENERALLY LOCATED NORTH AND SOUTH OF KELLOGG AND EAST AND WEST OF 143RD STREET EAST TO THE CITY OF WICHITA, KANSAS.

Marvin Krout

Director of Planning reviewed the Item.

Agenda Report No. 99-1274.

On October 12, 1999, the City Council adopted a resolution that established December 14, 1999, at 7:00 p.m. at the East Point Church of Christ, 747 East 127th Street East, Wichita, Kansas as the date, time and place for a public hearing for this annexation. The properties proposed for annexation are located north and south of Kellogg and east and west of 143rd Street East.

The subject area consists of approximately 1,182 acres and 1,862 properties (1,854 are platted and 7 are unplatted). The land-use pattern consists of 1,004 residential tracts, four (4) commercial tracts, 222 farm-related tracts, 631 vacant tracts or reserves, and four (4) exempt tracts. The majority of the area is zoned "SF-6" Single Family Residential and "SF-20" Single-Family Residential, with a several small areas zoned "LC" Limited Commercial and "GO" General Office. Those areas zoned "SF-20" will convert to the "SF-6" Single-Family Residential district (or "SF-10" Single-Family Residential district if requested by the property owner) upon annexation while other properties will retain their existing zoning.

An informational meeting regarding the proposed annexation was held on November 9, 1999 at the East Point Church of Christ, 747 E. 127th Street East. Approximately 215 property owners attended the meeting and asked numerous questions regarding the proposed annexation.

In accordance with Kansas statutes, a Service Extension Plan was prepared for this unilateral annexation. The Plan describes the means by which City services will be extended to the area. Map No. 2 in the Plan shows the properties proposed for annexation, while Map No. 6a shows those properties which have signed and/or recorded "Outside of the City Water/Annexation" agreements. The analysis of the proposed annexation is contained in the plan.

The total appraised value of the land and improvements of this annexation is \$177,255,894, with a resulting initial annual City Ad Valorem tax revenue of approximately \$634,487.

Major municipal services to be provided to this area upon annexation are street maintenance, ditch cleaning, culvert cleaning, fire protection, police protection, building code enforcement, and health code enforcement. The operating departments currently delivering these services will fund them upon annexation. Major municipal services, such as local street improvements, water and sewer service, may be provided to this area upon request of the property owners. The cost of municipal services requested by the property owners will be distributed among the City at large and the benefiting property owners according to current City policies.

The Service Extension Plan has been on file for public inspection in the Office of the City Clerk. Copies of the resolution establishing the public hearing, a map (showing the properties included) and a notice of the public hearing, were sent by certified mail to all property owners of record in the proposed annexation area and to other established governmental entities and utility services. Copies of the resolution and map have also been published in the official City newspaper as further notification of the scheduled public hearing.

The Metropolitan Area Planning Commission reviewed the proposed annexation for compatibility with the Comprehensive Plan on October 28, 1999. The staff report presented at the MAPC meeting indicated that the

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proposed annexation was in conformance with the Comprehensive Plan. The MAPC found the proposed annexation in conformance with the Comprehensive Plan by a unanimous vote (11-0).

In conducting the public hearing, Kansas statutes require that the City's plan for extending major municipal services be presented and that all persons interested in the annexation be heard. After hearing all comments of the persons interested, the City Council has the option of continuing or closing the public hearing, and approving or rejecting the annexation proposal.

- Mayor Knight Mayor Knight inquired whether anyone wished to be heard.
- Stewart Segraves Stewart Segraves, 501 North Brookhaven, said he did not want to be annexed and could not see any benefit. Mr. Segraves questioned snow-plowing, parks, libraries, and stormwater tax. Mr. Segraves said his fire insurance would raise.
- Tom Byrne Tom Byrne, 1001 South Stagecoach, asked whether the City had initiated discussion with Sedgwick County to pre-empt any non-annexation agreements regarding industrial districts.
- Jim Wilson Jim Wilson, 1224 S. Sagebrush, said he didn't know of any annexation agreements for his area - if there were any, they were probably signed by developers.
- Mr. Wilson questioned the number of police officers assigned to the district and asked when, in the future the City might take over the fire district.
- T.J. Johnson T.J. Johnson, 8 Sagebrush, asked the Council's definition of democracy and said he had not voted for any of the City Council members who were deciding the future for this area.
- Kevin Retz Kevin Retz, 13900 Spring Valley, said he had requested, but not received, a list of telephone numbers for staff and for the number of police officers protecting the area.
- Alan Howartor Alan Howartor, 14806 Siefkes, said his property is up-hill and with no snow-plowing, getting in and out of his property would be difficult. Mr. Howartor's children attend Andover schools. He did not vote for any of the City Council members.
- Mr. Howartor also said his car insurance was fifty-percent cheaper because he lived in a rural area. With annexation, his car insurance will increase.
- Linda Parks Linda Parks, 536 North Lancaster, referenced the State Statute governing annexation and questioned the City's procedures.
- Greg Waller Greg Waller, 15200 East Zimmerly, said he did not believe the City of Wichita can protect this area and did not see where there were any benefits coming to the area. Mr. Waller also questioned the City's efficiency.
- Cory Tallman Cory Tallman, 1653 Butternut, questioned the amount of police coverage. Mr. Tallman said there is a minimum of two sheriff patrols per day at the present. Mr. Tallman said he did not believe the level of snow removal, road maintenance (referenced Harry Street), or fire service would remain the same.
- Mike Nash Mike Nash, 22 North Sagebrush, said his main concern was fire protection. Mr. Nash said Wichita should slow down the pace of growth.
- Jim Loeffler Jim Loeffler, 17 Sandalwood, spoke against people making the annexation decision not being elected by the people in the annexation area.
- Vickie McCandless Vickie McCandless, 1240 Pin Oak, said she did not believe all of the areas being annexed met the requirement of having a 2/3 abutting boundary. Some of the people in the annexation area do not want street lights and Ms. McCandless questioned how that would be handled. Ms. McCandless also suggested that there were ways the area could help the city without being annexed.
- Pat Johnson Pat Johnson, 19 Scottsdale, said the district was being taxed without representation. Mr. Johnson did not know about the developer signing a statement to not oppose annexation.

There is a concern regarding police and fire coverage and tax increases, The City of Wichita will have to come up with some incredible services to justify the annexation.

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Mike Watson Wichita Police Chief explained that the 36 Police Beat would double the number of officers currently on duty in the area. There would be a minimum of two officers (in an area ¼ the current size) for this area at all times. Additionally, there will also be community police officers and other officers when needed.

Larry Garcia Wichita Fire Chief said there is a First Responder agreement in this area. After a recent major fire in this area, the Fire Chief received a full page letter of thanks for assistance from the County.

There has been assurance of no plans to close the fire station. Fire services will not suffer by this annexation.

Council Member Pisciotte Council Member Pisciotte gave a brief definition of democracy including:

- Basic freedoms within the first ten Amendments
 - Equal protection of laws
 - One person - one vote

There are two other parts to democracy:

- Responsibilities
 - Part of community - allows everyone to live and share
- Equity
 - Freedom to live where you want to live.

There is not a City in the nation that does not annex in some way. Cities must have the ability to grow.

One-third of the taxes paid by Council Member Pisciotte go to the school district; however, Council Member Pisciotte has no children in the school district but the taxes are still paid and that is okay.

Think about where many work - in the City of Wichita. Boeing and other large plants are in their location because of the City of Wichita. People go to work and shopping by driving on streets in the City of Wichita.

Steve Lackey Director of Public Works explained that, upon annexation, City Staff would communicate with each subdivision to determine the level of street lighting desired. Street lights will not be forced on anyone. Discussion will be had before installation to find out the number and placement of street lights.

Mayor Knight Mayor Knight said citizenship allows enjoyment of freedom, opportunities, and blessings. Citizenship also means accepting some of the burdens and responsibilities.

Seventy-five percent of the county's taxes are paid by the residents of the City of Wichita. Road and bridge taxes have only recently been shared.

Mayor Knight urged attendees to set aside some time to picture what the region will look like in five, ten, or twenty years.

Motion -- Rogers moved that the public hearing be closed; the annexation request be approved and the Ordinance be placed
-- carried on first reading. Motion carried 6 to 0. (Gale absent)

ORDINANCE

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto, introduced and under the rules laid over. A 99-19.

(The Council proceeded to take up Addendum Item 38j. Action is shown below.)

EATON PLACE

EATON PLACE PROPERTIES.

Motion -- Cole moved that the Ordinance be placed on second reading and adopted; and the amendment to the CDBG/HOME
-- carried agreement be approved to provide for \$210,000 HOME loan to MetroPlains with terms similar to the CDBG loan, and the necessary signatures be authorized. Motion carried 7 to 0.

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ORDINANCE NO. 44-444

An Ordinance, authorizing the City of Wichita, Kansas, to issue its residential rental facility revenue bonds and its subordinated residential rental facility revenue bonds for the purpose of providing funds to acquire, construct and equip a residential rental facility located in the City of Wichita, Kansas; authorizing the issuance of its taxable industrial revenue bonds for the purpose of providing a portion of the funds to acquire, construct and equip the residential rental facility and the funds to acquire, construct and equip an adjacent commercial facility; prescribing the form and authorizing execution of various documents relating to the issuance of and security for the bonds, the lease of the residential rental and commercial facilities, and the sale of the bonds; and prescribing the form and authorizing the execution of a declaration of condominium with respect to the real property constituting the residential rental and commercial facilities, read for the second time. Cole moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

ADJOURNMENT

The City Council meeting adjourned at 8:35 p.m.

Pat Burnett CMC
City Clerk